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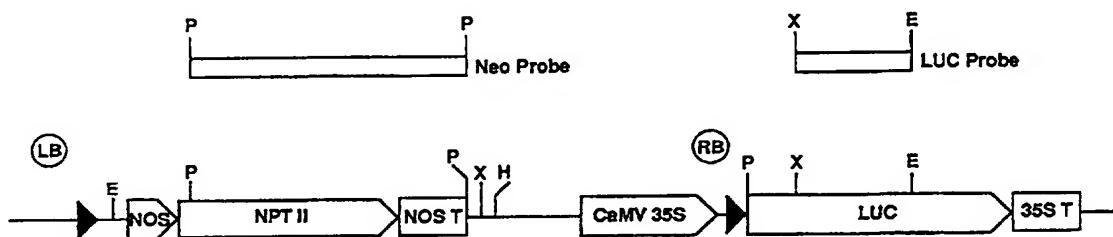
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INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(51) International Patent Classification ⁶ :	A1	(11) International Publication Number: WO 97/12046
C12N 15/82, 5/10, A01H 5/00		(43) International Publication Date: 3 April 1997 (03.04.97)
(21) International Application Number: PCT/EP96/04006		(81) Designated States: AL, AU, BA, BB, BG, BR, CA, CN, CU, CZ, EE, GE, HU, IL, IS, JP, KP, KR, LC, LK, LR, LT, LV, MG, MK, MN, MX, NO, NZ, PL, RO, SG, SI, SK, TR, TT, UA, US, UZ, VN, ARIPO patent (KE, LS, MW, SD, SZ, UG), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, ML, MR, NE, SN, TD, TG).
(22) International Filing Date: 12 September 1996 (12.09.96)		
(30) Priority Data: 60/004,220 25 September 1995 (25.09.95) US		
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(54) Title: IMPROVED INTEGRATION OF EXOGENOUS DNA DELIVERED TO EUKARYOTIC CELLS



(57) Abstract

The present invention provides an improved method for achieving stable integration of an exogenous DNA fragment in intact form into the genome of a eukaryotic cell, particularly a plant cell. The method comprises providing the exogenous DNA together with one or more proteins which promote integration of the exogenous DNA to the eukaryotic cell targeted for transformation, wherein the proteins are provided in the form of a chimeric gene or translatable RNA capable of expression in the eukaryotic cell. The method is particularly applied to plant cells to achieve stable integration of an exogenous DNA fragment bounded by T-DNA borders in intact form using integration-promoting proteins derived from *Agrobacterium*. Transgenic cultures, tissues and whole organisms, particularly transgenic plants, can be generated from cells transformed according to the method of the invention.

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IMPROVED INTEGRATION OF EXOGENOUS DNA DELIVERED TO EUKARYOTIC CELLS

The invention relates generally to the transformation of eukaryotic cells, particularly plant cells, with exogenous DNA and the generation of transgenic organisms, tissues or cultures from such cells.

Several methods have been developed for introducing exogenous DNA molecules into plant cells in order to take advantage of the widespread benefits arising from the application of recombinant DNA technology to production of transgenic plants. These methods include modified biological systems such as *Agrobacterium*-mediated T-DNA transfer to plant cells and physical, non-biological systems such as electroporation, microinjection, calcium phosphate or polyethylene glycol (PEG) mediated DNA uptake or cell fusion, and microprojectile bombardment (for a general and somewhat dated overview, see chapters 2 and 3 of "Plant Genetic Transformation and Gene Expression, A Laboratory Manual", ed. by Draper, J. *et al.*, pub. by Blackwell Scientific Publications (1988); see also Potrykus, *et al.*, "Direct Gene Transfer: State of the Art and Future Potential", *Plant Mol. Biol. Rep.* 3: 117-128 (1985)).

The methods which have been developed have allowed the stable transformation of a wide variety of plant species with exogenous DNA. In particular, the development of physical techniques has overcome apparent host-range limitations imposed by biological systems. However, a common deficiency of these physical methods is that they do not provide any means for ordered integration of the delivered DNA into the plant cell genome. Consequently these methods must depend upon uncontrolled integration of the delivered DNA by poorly understood mechanisms, causing exogenous DNA to be integrated as multiple copies of random fragments usually at a single site in the plant cell genome.

Improving the predictability of stable transformation events arising from the physical introduction of exogenous DNA into the plant cell would significantly improve the utility and overall efficiency of these processes for producing genetically stable transformed plants exhibiting stable expression of transgenes. One approach which has been taken to accomplish this goal has been to combine proteins which promote transformation and/or integration in biological systems with non-biological delivery techniques. In order to achieve the desired effect, it has been considered necessary to associate the proteins themselves with the exogenous DNA molecules in advance of delivery to the transformation target cell,

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thus mimicking as closely as possible the biological system from which the proteins are derived (WO 95/05471 and WO 95/34647).

Many proteins are known which promote stable integrative transformation of eukaryotic cells with exogenous DNA when produced outside the eukaryotic cell and delivered in combination with the exogenous DNA. The present invention is based upon the discovery that such proteins do not have to be produced and associated with the exogenous DNA outside the eukaryotic cell as they are naturally in order to promote stable integrative transformation. Instead, delivery to the eukaryotic transformation target cell of a translatable RNA or a chimeric gene encoding such a protein can also effectively promote stable integrative transformation of a co-delivered exogenous DNA.

It is one of the main objectives of the present invention to provide an improved method for stably integrating a DNA of interest by transforming eukaryotic cells with exogenous DNA. This improved method generally comprises providing to the eukaryotic cell targeted for transformation at least one chimeric gene or RNA capable of producing one or more proteins which promote integration in combination with the exogenous DNA desired to be integrated.

According to the method of the present invention a eucaryotic cell is transformed with

- (a) a DNA fragment consisting of the DNA of interest bounded by T-DNA border sequences; and
- (b) at least one chimeric DNA or RNA molecule capable of expressing in said eukaryotic cell one or more proteins promoting the integration of DNA bounded by T-DNA border sequences.

An exogenous DNA fragment of interest which is targeted for integration according to the invention may be any DNA fragment which the skilled artisan desires to have integrated in intact form into the eukaryotic cell genome, such as a chimeric gene designed to express a particular biologically active RNA (e.g. antisense RNA or ribozyme) or protein of interest in the plant cell or resulting plant or plant cell culture.

A protein capable of promoting the integration of said exogenous DNA is in particular a protein encoded by the virulence region of Agrobacterium Ti or Ri plasmids which is used to direct the integration of a DNA of interest bounded by T-DNA border sequences into the genome of a eukaryotic cell.

In particular, the present invention provides an improved method for stably transforming plant cells with exogenous DNA which combines positive attributes of *Agrobacterium tumefaciens* mediated T-DNA transfer and integration with non-biological delivery methods. This improved method comprises providing a plant cell with the exogenous DNA fragment desired to be integrated into the plant cell genome, bounded by T-DNA borders, along with at least one chimeric gene or RNA capable of expressing, in the plant cell, an *Agrobacterium*-derived protein which promotes the integration of the exogenous DNA. The *Agrobacterium*-derived protein which is provided according to the invention particularly corresponds to VirD1, VirD2, VirC1, VirC2 or VirE2. Preferably, a combination of VirD2 and either VirD1, VirC1, VirC2, VirE2, or a subcombination thereof, is used. Most preferred is the use of VirD2 alone, a combination of VirD1 and VirD2, or a combination of VirD1, VirD2 and VirE2. Expression of the *Agrobacterium*-derived protein(s) in the plant cell causes the integration of the exogenous DNA as an intact fragment with predictable endpoints.

According to the invention, the exogenous DNA fragment bounded by T-DNA border sequences may be delivered to the plant cell by non-biological means such as electroporation, microinjection, induced uptake, and microprojectile bombardment.

According to the invention, *Agrobacterium*-derived protein(s) may also be delivered to the plant cell by non-biological means in the form of DNA (chimeric gene expressible in the plant cell) or RNA (RNA translatable in the plant cell).

The exogenous DNA fragment and *Agrobacterium*-derived protein(s) in the form of DNA or RNA are temporally delivered so that the *Agrobacterium*-derived protein(s) are present in the plant cell after the exogenous DNA has been delivered and before the exogenous DNA has been integrated. This may preferably be achieved by simultaneous delivery of these components in a single step. Alternatively, the plant cell targeted for transformation may be derived from a plant or cell culture which has previously been stably transformed with a chimeric gene(s) capable of expressing *Agrobacterium*-derived protein(s).

In another aspect of the invention, plant cells stably transformed with a discrete DNA fragment are regenerated to produce fertile transgenic plants that stably express a desired transgene and pass it on to progeny in which stable expression of the transgene is inherited as a Mendelian trait.

The following definitions are intended to promote understanding of the present invention:

Integration: As used herein "integration" is used to refer generally to the process by which an exogenous DNA molecule delivered into a eukaryotic cell is stably incorporated into the genomic DNA of a eukaryotic cell.

Microprojectile bombardment: As used herein "microprojectile bombardment" is used to refer to the general method of delivering nucleic acids, including DNA and RNA, to a living cell by coating the nucleic acids on a microprojectile and propelling the coated microprojectile into the living cell (see, e.g. Examples 1-4, U.S. Patent No. 5,036,006; WO 91/02071 (describing application of this approach to transformation of plants and cells thereof); see also U.S. Patent No. 5,302,523; Koziel *et al.*, *Biotechnology* 11: 194-200 (1993)(describing the transformation of Elite inbred lines of maize by particle bombardment); Vasil *et al.*, *Biotechnology* 11: 1553-1558 (1993); Weeks *et al.*, *Plant Physiol.* 102: 1077-1084 (1993); Tanaka, T. *et al.*, "Successful expression in pollen of various plant species of *in vitro* synthesized mRNA introduced by particle bombardment", *Plant Mol. Biol.* 28: 337-341 (1995); Vasil *et al.*, *Biotechnology* 10: 667-674 (1992); R. *et al.*; Walker, L. *et al.*, "GUS Messenger RNA Delivery and Expression in Plant Cells via Particle Bombardment", *In Vitro Cell Dev. Biol.* 26: 70A-#218 (1990); Iida, A. *et al.*, *Appl. Microbiol. Biotechnol.* 33: 560-563 (1990); Gordon-Kamm *et al.*, *Plant Cell* 2: 603-618 (1990); Fromm *et al.*, *Biotechnology* 8: 833-839 (1990); Morikawa, H. *et al.*, *Appl. Microbiol. Biotechnol.* 31: 320-322 (1989)).

Aerosol beam injection: As used herein "aerosol beam injection" is used to refer to the method of physically delivering nucleic acids to a living cell in the form of an aerosol beam (see, e.g. U.S. Patent No. 5,240,842).

Electroporation: As used herein "electroporation" is used to refer to the method of delivering biological molecules, particularly nucleic acids such as DNA and RNA, to living cells by subjecting the cells to an electrical impulse or discharge in the presence of the biological molecules (see, e.g. U.S. Patent No. 5,231,019; chapter 3.3 of "Plant Genetic Transformation and Gene Expression, A Laboratory Manual", ed. by Draper, J. *et al.*, pub. by Blackwell Scientific Publications (1988); Saul, M.W. *et al.*, "Direct DNA Transfer to Protoplasts With and Without Electroporation", Plant Molecular Biology Manual A1: 1-16

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(1988); J. et al.; Okada, K. et al., "Introduction of Functional RNA into Plant Protoplasts by Electroporation", *Plant Cell Physiol.* 27(4): 619-626 (1986); Shillito, R.D., et al., "High Efficiency Direct Gene Transfer to Plants", *Biotechnology* 3: 1099-1103 (1985); EP-292 435 (to Ciba-Geigy), EP-392 225 (to Ciba-Geigy) and WO 93/07278 (to Ciba-Geigy).

Microinjection: As used herein "microinjection" is used to refer to a method of mechanically injecting a biological substance, particularly DNA or RNA, directly into a living cell (see, e.g. chapter 3.4 of "Plant Genetic Transformation and Gene Expression, A Laboratory Manual, *supra*; Graessmann, M. et al., "Microinjection of Tissue Culture Cells", *Methods in Enzymology* 101: 482-492 (1983).

Induced Uptake: As used herein "induced uptake" is used to refer generally to methods which induce uptake of biological substances, particularly nucleic acids, by living cells (see, e.g. background section of U.S. Patent No. 5,036,006). Such methods include, in particular, polyethylene glycol (PEG) mediated uptake (see, e.g. chapter 3.2 of "Plant Genetic Transformation and Gene Expression, A Laboratory Manual", ed. by Draper, J. et al., pub. by Blackwell Scientific Publications (1988); Saul, M.W. et al., "Direct DNA Transfer to Protoplasts With and Without Electroporation", *supra*; Negrutiu et al., *Plant Mol. Biol.* 8: 363-373 (1987) and heat shock treatment (see U.S. Patent No. 5,231,019).

VirD.: As used herein "VirD" is used to refer to the genes or proteins derived from the virulence (Vir) D operon of Ti- or Ri plasmids which provide functions required for T-DNA transfer (for a review see Zambryski P.C., "Chronicles from the *Agrobacterium*-plant cell DNA transfer story" *Ann. Rev. Plant Physiol. Plant Mol. Biol.* 43: 465-490 (1992)). Particular genes and corresponding proteins from this region are designated by numbers according to where they occur on the VirD operon. For example, the first gene in the virulence D operon is designated "VirD1", the second is designated "VirD2", etc. The virulence region DNA is not normally transferred to the plant cell nor integrated into the plant genome during *Agrobacterium*-mediated T-DNA transfer. Instead, the *vir* gene products naturally act in trans to mobilize the T-DNA element from the bacterial Ti or Ri plasmid to the plant genome. The T-region and the *vir* region can be separated on different plasmids without loss of functions (De Framond, A.J. et al., *Bio/Technology* 1:262-269

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(1983); Hoekema et al, *Nature* 303: 179-180 (1983); Bevan, M. *Nucleic Acids Res.* 12: 8711-8721 (1984)).

Two polypeptides encoded by the 5' half of the *VirD* locus play a key role in the initiation of DNA processing for T-DNA transfer from *Agrobacterium* to the plant cells : VirD1 and VirD2. VirD1 and VirD2 proteins are encoded by the first gene and the second gene of the *VirD* operon respectively (Stachel S.E. & Nester E.W. "The genetic and transcriptional organization of the *vir* region of the A6 Ti plasmid of *Agrobacterium tumefaciens*. *EMBO J.* 5:1445-1454 (1986). Genetic studies have demonstrated that the T-strand formation is mediated by products of the *VirD* operon (Yanofsky et al., *Cell* 47:471-477 (1986); Stachel et al., *EMBO J.* 6:857-863 (1987)). In particular the first and second genes of the *VirD* operon have been shown to encode polypeptides required for T-DNA border cleavage (De Vos & Zambryski, *Mol. Plant Microbe Inter.* 2:43-52 (1989); Filichkin & Gelvin, *Mol Microbiol* 8:915-926 (1993); Jayaswal et al., *J.Bacteriol.* 169,:5035-5045 (1987); Porter et al., *Nucleic Acids Res.* 15:7503-7515 (1987); Stachel et al., *EMBO J.* 6:857-863 (1987)). This activity results in the production of single-stranded cleavages (nicks) within the T-DNA border sequences (Stachel S.E. et al., "Generation of single-stranded T-DNA molecules during the initial stage of T-DNA transfer from *Agrobacterium tumefaciens* to plant cells" *Nature* (London) 322: 706-712 (1986); Yanofsky et al., *Cell* 47: 471-477 (1986); Wang et al., *Science* 235: 587-591 (1987); Albright et al., *J. Bacteriol.* 169: 1046-1055 (1987)). VirD1/VirD2 cleave the T-DNA border sequence between the third and the fourth bases. Once these nicked molecules have been generated, the production of free linear, ssDNA copies of the bottom strand of the T-DNA (T-strand) is observed (Stachel et al., *Nature* (London) 322: 706-712 (1986); Stachel et al., *EMBO J.* 6: 857-863 (1987)). VirD2 remains covalently attached to the 5' end of the T-DNA (for review, see Zupan J.R. & Zambryski, P. "Transfer of T-DNA from *Agrobacterium* to the plant cell". *Plant Physiol.* 107: 1041-1047 (1995)).

Studies of a *virD2* mutant that has lost the C-terminal 50% of VirD2 have demonstrated that only the N-terminal 50% of VirD2 is required for nicking the T-DNA borders. However, this mutant is unable to elicit tumors on infected plants. The C-terminus thus appears to have a role in transfer of T-DNA in plant cells (reviewed in Zambryski P.C., "Chronicles from the *Agrobacterium*-plant cell DNA transfer story" *Ann. Rev. Plant Physiol. Plant Mol. Biol.* 43: 465-490 (1992)). This domain contains a bipartite nuclear localization signal (NLS) (Howard et al., *Cell* 68: 109-118 (1992)). The biological relevance of the NLS sequences was

confirmed by the observation that *Agrobacterium* is severely reduced in tumorigenicity when the 2 basic structures of the bipartite NLS are deleted from VirD2 (Shurinton, *Proc. Natl. Acad. Sci. (USA)* 89, 11837-11841 (1992)).

VirD2 alone *in vitro* exerts a site-specific DNA cleaving-joining reaction on single-stranded DNA, indicating that this protein bears catalytic activity required for DNA scission (Pansegrouw *et al.*, *Proc. Natl. Acad. Sci.* 90:11538-11542 (1993)). The combination of VirD1 and VirD2 of pTiC58 have been reported to be sufficient to catalyze T-border specific cleavage *in vitro* by Scheiffle *et al.*, *J. Biol. Chemistry* 270: 1269-1276 (1995) (*but see* Jasper *et al.*, *Proc. Natl. Acad. Sci.* 91: 694-698 (1994)).

A topoisomerase activity of type I was described for VirD1-containing extracts (Ghai & Das, *Proc. Natl. Acad. Sci.* 86: 319-3113 (1989)). This activity was attributed to VirD1 and proposed to be required for relaxing the DNA in order to prepare it for cleavage by VirD2. However, more highly purified VirD1 protein did not show topoisomerase activity (Scheiffle *et al.*, *J. Biol. Chemistry* 270:1269-1276 (1995)).

Sequence analysis of VirD2 has revealed that the N terminus is 85% conserved among strains of *Agrobacterium* carrying either octopine, nopaline ,or rhizogenes type plasmids (Hirayama *et al.*, *Mol. Gen. Genet.* 213:229-237 (1988); Wang *et al.*, *J. Bacteriol.* 172:4432-4440 (1990); Yanofsky *et al.*, *Cell* 47:471-477 (1986)). The C-terminus is only 25% conserved, but the highest similarity is in the last 30 amino acids with the NLS signals (reviewed by Zambryski, 1992).

VirE: As used herein "VirE" is used to refer to the genes or corresponding proteins derived from the virulence (Vir) E operon of the Ti- and Ri plasmid which provide functions required for T-DNA transfer. The term "VirE2" is used herein to refer to the single-stranded DNA (ssDNA)-binding protein which has been identified as the product of the VirE2 gene on the VirE operon (Gielt, C. *et al.*, *Proc. Natl. Acad. Sci.* 84: 9006-9010 (1987); Citovsky *et al.*, *Science* 240: 501-504 (1988)). VirE2 is believed to coat the T-strand along its length. The interaction of this protein with single-stranded DNA is non-specific. The nopaline VirE2 protein (Hirooka *et al.*, *J. Bacteriol.* 169: 1529-1536 (1987)) and the octopine VirE2 protein (Winans *et al.*, *Nucleic Acids Res.* 15: 825-837 (1987)) contains nuclear localization signals. The VirE2 protein is believed to be a major part of the T-complex and it could assist in nuclear transport (for review, Zupan & Zambryski, *Plant Physiol.* 107: 1041-1047 (1995)). Transgenic plants expressing the virE2 gene are able to complement VirE mutants of

Agrobacterium, providing evidence that VirE2 protein plays an important role in the plant cell (for review, see Zupan & Zambryski, *Plant Physiol.* **107**: 1041-1047 (1995)).

VirC: As used herein "VirC" is used to refer to the VirC locus of the Ti- and Ri plasmid which encodes two polypeptides, VirC1 and VirC2 (Yanofsky M.F. & Nester E.W. "Molecular characterization of a host-range-determining locus from *Agrobacterium tumefaciens*", *J. Bacteriol.* **168**: 237-243 (1986)). This locus has been shown to enhance T-DNA border nicking in *Agrobacterium* (Toro N. et al., "Role of the overdrive sequence in T-DNA border cleavage in *Agrobacterium*", *Proc. Natl. Acad. Sci (USA)* **85** (22): 8558-8562 (1988)). VirC1 has also been shown to enhance T-strand production in a heterologous *E.coli* system when the products of VirD1 and VirD2 genes are limiting (De Vos G. & Zambryski P. "Expression of *Agrobacterium* nopaline specific VirD1, VirD2 and VirC1 and their requirement for T-strand production in *E.coli*". *Molec. Plant Microbe Inter.* **2**: 42-52 (1989)). Although VirC1 has been shown to interact with octopine overdrive sequences by DNA affinity chromatography, the exact function of VirC1 is unknown. It may associate with VirD1 and VirD2 or with the border repeat and/or at the overdrive sequence to promote nicking and T-strand production (Toro N. et al., "The *Agrobacterium tumefaciens* vir C1 gene product binds to overdrive, a T-DNA transfer enhancer" *J. Bacteriol.* **171**: 6845-6849 (1989)).

T-DNA borders: As used herein "T-DNA borders" is intended to refer to ca. 25-bp imperfect direct repeat DNA sequences which, by virtue of their presence at both ends of a DNA fragment, cause the fragment to be recognized as a T-DNA and acted upon by *Agrobacterium* proteins. The T-DNA borders occurring at either end of the T-DNA are designated by convention as "left" and "right". The consensus sequence for the right border is 5'-GNNTGNCAAGGATATNNNNNNGTNAN-3' (SEQ ID NO: 1) and the consensus sequence for the left border is 5'-GGTGGCAGGATATNNNNNNGTAAA-3' (SEQ ID NO: 2) (Jouanin et al., *Plant Mol. Biol.* **12**:75-85 (1989)). Any DNA between these borders is transferred from *Agrobacterium* to the plant cell (for review Zambryski P.C., "Chronicles from the *Agrobacterium*-plant cell DNA transfer story", *Ann. Rev. Plant Physiol. Plant Mol. Biol.* **43**: 465-490 (1992)).

Studies of the T-DNA content of different transformed plant lines has revealed that the integration of T-DNA into the plant genome often takes place at (for the right border) or near

(for the left border) these border repeats (Slightom *et al.*, *EMBO J.* 4: 3069-3077 (1985); Gheysen *et al.*, *Genes & Dev.* 5:287-297 (1991); Mayerhofer *et al.*, *EMBO J.* 10: 697-704 (1991); Ohta *et al.*, *Plant J.* 7: 157-164 (1995); Koncz *et al.*, *Proc. Natl. Acad. Sci.* 86: 8467-8471(1989)).

Despite the structural similarities between left and right borders, studies of border functions have shown that T-DNA borders are differentially utilized. Deletion or inversion of the right border sequence results in an almost complete loss of T-DNA transfer, whereas deletion of the left border repeat has almost no effect (Shaw C.H. *et al.* "The right hand copy of the nopaline Ti plasmid 25 bp repeat is required for tumor formation" *Nucleic Acids Res.* 12: 6031-6041 (1984); Jen G.C. & Chilton M-D, "The right border region of pTiT37 T-DNA is intrinsically more active than the left border in promoting T-DNA transformation" *Proc. Natl. Acad. Sci (USA)* 83: 3895-3899 (1986)). Genetic analyses show that T-DNA transfer is polar, with polarity determined by the orientation of the border repeats (Wang *et al.*, *Cell* 38: 455-462 (1984); Peralta and Ream, *Proc. Natl. Acad. Sci.* 82: 5112-5116 (1985)). This is probably due to the fact that the T-strand is produced in a right-to-left- direction (Albright *et al.*, "Processing of the T-DNA of *Agrobacterium tumefaciens* generates border nicks and linear, single-stranded T-DNA" *J. Bacteriol.* 16, 1046-1055(1987)).

The sequence context of the T-DNA borders greatly influences their activity. Sequences surrounding the right border enhance, and sequences surrounding the left border attenuate polar DNA transfer (Wang K. *et al.*, "Sequence context of the T-DNA border repeat element determines its relative activity during T-DNA transfer to plant cells" *Mol. Gen. Genet.* 210: 338-346 (1987)). A cis-active sequence of 24 bp, called "overdrive", is present next to the right border of the octopine plasmid (Peralta *et al.*, *EMBO J.* 5:1137-1142 (1986); Shurviton & Ream, *J. Bacteriol.* 173: 5558-5563(1991)). Overdrive stimulates T-DNA transfer even when located several thousand base pairs away from the border (Van Haaren M.J.J. *et al.*, "Overdrive is a T-region transfer enhancer which stimulates T-strand production in *A. tumefaciens*" *Nucleic Acids Res.* 15: 8983-8997 (1987)). However, it cannot mediate T-DNA transfer by itself (Peralta, E.G. *et al.*, "overdrive", a T-DNA transmission enhancer on the *Agrobacterium tumefaciens* tumor-inducing plasmid" *EMBO J.* 5: 1137-1142 (1986); Van Haaren M.J.J. *et al.*, "Functional analysis of the *Agrobacterium tumefaciens* octopine Ti-plasmid left and right T-region border fragment". *Plant Mol. Biol.* 8: 95-104 (1987)). The overdrive sequence was originally localized in a region to the right of the octopine Ti plasmid TL-DNA right border repeat. Similar sequences are present next to the right border

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repeat of the octopine pTi TR-region and of the agropine pRi TL- and TR-regions (Slightom *et al.*, "Nucleotide sequence analysis of TL-DNA *Agrobacterium rhizogenes* type plasmid. Identification of open reading frames". *J.Biol.Chem.* 261: 108-121 (1986) ; Jouanin *et al.*, "Analysis of TR-DNA/plant junctions in the genome of a *Convolvulus arvensis* clone transformed with *Agrobacterium rhizogenes* strain A4". *Plant Mol. Biol.* 12: 75-85 (1989)). Comparison of sequences in the vicinity of the right border revealed a region of 8 bp called core sequence (5' -TGTTTGTT-3') appearing at different distances from the right of each right border repeat. The mannopine-type pRi8196 T-DNA right border does not contain any sequence related to the overdrive sequence but contains a different 8 bp sequence (5' -ATTAGTTC-3'), 6 times repeated (Hansen G. *et al.*, " *Agrobacterium rhizogenes* pRi8196 T-DNA: Mapping and DNA sequence of functions involved in manopine synthesis and hairy root differentiation" *Proc. Natl. Acad. Sci (USA)* 88: 7763-7767 (1991)). This sequence is indeed functionally equivalent to the overdrive (Hansen G. *et al.* " A T-DNA transfer enhancer sequence in the vicinity of the right border of *Agrobacterium rhizogenes* pRi8196". *Plant Mol Biol* 20: 113-122 (1992)). There is no sequence that closely resembles the overdrive sequence near nopaline T-DNA borders (Wang K. *et al.*, "Sequence context of the T-DNA border repeat element determines its relative activity during T-DNA transfer to plant cells" *Mol. Gen. Genet.* 210: 338-346 (1987)) but this does not exclude that some sequence present in this region plays an analogous role. The 25-bp right border sequence used in the examples derives from pTiAch5 (Van Haaren, M.J.J., *Plant Mol. Biol.* 13: 523-531 (1989)). The left border present on plasmid pNeoRBluc derives from pTiT37 (Bevan, *Nucleic Acids Res.* 12: 8711-8721 (1984)). Although it has been shown that sequences adjacent to the right border can enhance the transfer of DNA to the plant cell, a minimal length of right border sequence was chosen in experiments described in the examples in order to minimize possible disruption of the expression of the luciferase gene. However, longer right border sequences that contain enhancer like sequence such as an overdrive can be used.

Chimeric genes capable of producing, in a eukaryotic cell, a protein which promotes integration of a DNA of interests can be constructed using standard genetic engineering techniques as the examples illustrate. Such a chimeric gene will consist of a DNA sequence coding for the protein operably linked to appropriate regulatory signals (e.g.

promoter, leader sequence, transcription terminator, polyadenylation site) which direct expression of the operably linked coding sequence in a eukaryotic cell. Such coding sequences and regulatory signals are well described in the art. To improve expression of the integration-promoting protein, a synthetic version of the coding sequence optimized for expression in the target eukaryotic cell may be used.

mRNA capable of producing, in a eukaryotic cell, a protein which promotes integration can be prepared using standard systems for preparing translatable capped poly-A mRNA transcripts encoding a desired protein as the examples illustrate.

It will be readily apparent to the skilled artisan that the exogenous DNA and chimeric gene(s) or RNA(s) encoding protein(s) which promote stable integration of exogenous DNA may be provided to the plant cell in a variety of ways using standard techniques available in the art. The exact manner in which these components are delivered to the eukaryotic cell is not critical, so long as the protein(s) which promote stable integration of the exogenous DNA are produced in the same cell with the exogenous DNA fragment during the relevant time period as described below.

To achieve the beneficial effect of promoting stable integration of the exogenous DNA fragment in intact form, it is not necessary for the proteins providing this effect to be produced in the eukaryotic cell either before the exogenous DNA fragment is provided to the eukaryotic cell or after the exogenous DNA has been integrated into the eukaryotic cell. Instead it is only necessary for these proteins to be produced in the plant cell so that they are present in sufficient amounts during the transient period after the exogenous DNA fragment is provided to the eukaryotic cell and before the exogenous DNA has been integrated. Any approach which provides a chimeric gene or translatable RNA to the eukaryotic cell such that the encoded protein is produced during this relevant time period may be used.

As the examples provided herein illustrate, one way to achieve production of sufficient amounts of these proteins during the relevant time frame is to introduce the chimeric gene or translatable RNA encoding the protein to the eukaryotic cell together with the exogenous DNA fragment (i.e. simultaneous delivery of the components). This approach is preferred because it involves a single delivery of nucleic acid molecules (DNA or RNA and RNA) to the eukaryotic cell targeted for transformation. Another potential beneficial aspect of this approach is that it can be used to achieve transient production of the integration-promoting protein during the relevant time period, rather than stable production which might adversely affect the normal growth and development of the eukaryotic cell.

In one aspect, the present invention is used to achieve stable transformation of a plant cell with an intact exogenous DNA fragment bounded by T-DNA borders, a result which mimics *Agrobacterium*-mediated T-DNA transformation. According to this aspect of the invention, the following components are provided to the plant cell targeted for transformation:

- (a) the exogenous DNA fragment of interest desired to be integrated into the plant cell genome, said fragment being bounded by one or more T-DNA borders (a single T-DNA border may be sufficient to effect T-DNA transfer, particularly of a circular T-DNA where one border can serve both right and left border functions); and
- (b) at least one chimeric gene or RNA, each such chimeric gene or RNA being capable of producing in the plant cell an *Agrobacterium*-derived protein which promotes, either alone or in combination with other such proteins, the stable integration of the exogenous DNA fragment in intact form.

The *Agrobacterium*-derived protein which is produced in the plant cell according to this aspect of the invention includes, but is not limited to, proteins derived from the virulence region of the Ti or Ri plasmid of an *Agrobacterium*. In particular this includes VirC1, VirC2, VirD1, VirD2, and VirE2. Preferably, the protein(s) produced are VirD2 protein or a combination of VirD2 with either VirD1, VirE2, or both VirD1 and VirE2. Expression of the *Agrobacterium*-derived protein(s) in the plant cell causes the integration of the exogenous DNA as an intact fragment with predictable endpoints. The resulting transformed plant cell has an exogenous DNA fragment resembling a T-DNA of *Agrobacterium* integrated into its genome.

Chimeric genes capable of producing an *Agrobacterium*-derived protein of the invention in a plant cell can be constructed using standard genetic engineering techniques as the examples illustrate. Such a chimeric gene will consist of a DNA sequence coding for the *Agrobacterium*-derived protein operably linked to the appropriate regulatory signals (e.g. promoter, leader, transcription terminator, polyadenylation site) which direct expression of the operably linked coding sequence in a plant cell. Such coding sequences and regulatory signals are readily available in the art. The VirD1 and VirD2 coding sequences used in the examples are provided in GenBank as accession No. M14762.

RNA capable of producing an *Agrobacterium*-derived protein of the invention in a plant cell can be prepared using standard systems for preparing translatable capped poly-A mRNA transcripts encoding a desired protein as the examples illustrate.

The exogenous DNA fragment which is targeted for integration according to this aspect of the invention may be any DNA fragment which the skilled artisan desires to have integrated in intact form into the plant cell genome, such as a chimeric gene designed to express a particular biologically active RNA (e.g. antisense RNA or ribozyme) or protein of interest in the plant cell or resulting plant or plant cell culture. The only requirement is that the fragment be bounded by one or more T-DNA borders such that it can be recognized and acted upon by the VirD1 and VirD2 proteins. Attachment of such T-DNA borders to an exogenous DNA fragment is described in Example 1.

Any eukaryote which is susceptible to delivery of nucleic acids by any one or more of the various mechanisms available in the art may be used as the target for transformation according to the present invention. This includes fungi, yeast animal cells, and particularly plant cells. For yeast, transfer of T-DNA has been shown. *see Piers et al., Proc. Natl. Acad. Sci. 93: 1613-1618 (1996).* For animal cells, localization of VirD2 and VirE2 (after modification of its localization signals) into cell nuclei has been shown. *see Guralnick et al., Plant Cell 8: 363-373 (1996).* Methods for delivering nucleic acids to various animal cells are well known in the art (*see, e.g. "Current Protocols in Molecular Biology", vols. 1-3, ed. by Ausubel, F.M. et al., pub. by John Wiley & Sons, Inc. (1995); see, in particular, Chapter 9, "Introduction of DNA into Mammalian Cells".*)

The transformation process described results in a complete set or collection of transformed cells usually identified by the expression of a marker gene. Regeneration of the cells into plants then provides a complete set or collection of transformed plants. The complete set of both transformed plant cells as well as transformed plants regenerated can be characterized by the nature of their integration events. A set of cells or plants according to the present invention is characterized by more than 5% of individual plant cells or plants comprising the DNA of interest joined to genomic DNA by Agrobacterium right border T-DNA sequences as if they were transformed using agroinfection. Preferably the percentage is more than 10%. Generally a percentage of 5-70% and more preferably of 10-50% is observed. A set of transformed plant cells or plants is normally based on 10 or more independent transformation events. Preferably a single physical transformation experiment results in more than 20, 30, 40 or 50 independent transformation events. The sets of transformed plant cells and plants as well as the progeny of their individual plants cells or plants constitute a further subject of the present invention.

Potential plant targets include both monocotyledonous and dicotyledonous plants or plant cells respectively, particularly agronomically important crop plants such as maize and other cereal crops such as wheat, oats, rye, sorghum, rice, barley, millet, turf and forage grasses, and the like, as well as cotton, sugar cane, sugar beet, oilseed rape, bananas, poplar, walnut, tobacco and soybeans.

Any type or source of plant cells which can serve as a target for transformation by any one or more of the various biological and non-biological delivery mechanisms available in the art can also serve as a target for transformation according to the present invention. This includes, but is not limited to, immature and mature embryos, pollen, protoplasts, suspension culture cells, callus cells, cotyledon or other seed and seedling parts, and leaves or leaf pieces.

Transformed plants cells obtained by the method of the invention will contain an integrated intact exogenous DNA of interest. This integrated exogenous DNA may include partial T-DNA border sequences typically retained on integrated DNA following a T-DNA insertion event. Transformed plants cells obtained by the method of the invention may be used to produce transgenic plant cell cultures and fertile transgenic plants according to standard procedures well known in the art.

Thus a further aspect of the invention is a method of producing a fertile transgenic plant having an exogenous DNA fragment bounded by T-DNA border sequences stably integrated in intact form into its genome comprising:

- a) transforming or integrating said exogenous DNA into the genome of a plant cell according to the method of the invention; and
- b) regenerating the plant cell of step (a) to produce said fertile transgenic plant.

Preferably said fertile transgenic plant is selected from the group consisting of tobacco, cotton, oilseed rape, soybean, maize, wheat and rice.

The genetic properties engineered into said transgenic plants and the seeds derived thereof are passed on by sexual reproduction or vegetative growth and can thus be maintained and propagated in progeny plants. Generally said maintenance and propagation make use of known agricultural methods developed to fit specific purposes such as tilling, sowing or harvesting. Specialized processes such as hydroponics or greenhouse technologies can also be applied. As the growing crop is vulnerable to attack and damages caused by insects or infections as well as to competition by weed plants, measures are undertaken to control weeds, plant diseases, insects, nematodes, and other adverse conditions to improve yield.

These include mechanical measures such a tillage of the soil or removal of weeds and infected plants, as well as the application of agrochemicals such as herbicides, fungicides, gametocides, nematicides, growth regulants, ripening agents and insecticides.

Use of the advantageous genetic properties of the transgenic plants and seeds according to the invention can further be made in plant breeding which aims at the development of plants with improved properties such as tolerance of pests, herbicides, or stress, improved nutritional value, increased yield, or improved structure causing less loss from lodging or shattering. The various breeding steps are characterized by well-defined human intervention such as selecting the lines to be crossed, directing pollination of the parental lines, or selecting appropriate progeny plants. Depending on the desired properties different breeding measures are taken. The relevant techniques are well known in the art and include but are not limited to hybridization, inbreeding, backcross breeding, multiline breeding, variety blend, interspecific hybridization, aneuploid techniques, etc. Hybridization techniques also include the sterilization of plants to yield male or female sterile plants by mechanical, chemical or biochemical means. Cross pollination of a male sterile plant with pollen of a different line assures that the genome of the male sterile but female fertile plant will uniformly obtain properties of both parental lines. Thus, the transgenic seeds and plants according to the invention can be used for the breeding of improved plant lines which for example increase the effectiveness of conventional methods such as herbicide or pestidice treatment or allow to dispense with said methods due to their modified genetic properties. Alternatively new crops with improved stress tolerance can be obtained which, due to their optimized genetic "equipment", yield harvested product of better quality than products which were not able to tolerate comparable adverse developmental conditions.

In seeds production germination quality and uniformity of seeds are essential product characteristics, whereas germination quality and uniformity of seeds harvested and sold by the farmer is not important. As it is difficult to keep a crop free from other crop and weed seeds, to control seedborne diseases, and to produce seed with good germination, fairly extensive and well-defined seed production practices have been developed by seed producers, who are experienced in the art of growing, conditioning and marketing of pure seed. Thus, it is common practice for the farmer to buy certified seed meeting specific quality standards instead of using seed harvested from his own crop. Propagation material to be used as seeds is customarily treated with a protectant coating comprising herbicides,

insecticides, fungicides, bactericides, nematicides, molluscicides or mixtures thereof. Customarily used protectant coatings comprise compounds such as captan, carboxin, thiram (TMTD[®]), methalaxyl (Apron[®]), and pirimiphos-methyl (Actellic[®]). If desired these compounds are formulated together with further carriers, surfactants or application-promoting adjuvants customarily employed in the art of formulation to provide protection against damage caused by bacterial, fungal or animal pests. The protectant coatings may be applied by impregnating propagation material with a liquid formulation or by coating with a combined wet or dry formulation. Other methods of application are also possible such as treatment directed at the buds or the fruit.

It is a further aspect of the present invention to provide new agricultural methods such as the methods exemplified above which are characterized by the use of transgenic plants, transgenic plant material, or transgenic seed according to the present invention.

It will be readily apparent to the skilled artisan that the components of this method (i.e. the exogenous DNA and the chimeric genes or RNAs encoding proteins which promote integration of the exogenous DNA) may be provided to the plant cell in a variety of ways using standard techniques available in the art. The exact manner in which these components are provided to the plant cell is not critical, so long as the protein(s) which promote stable integration of the exogenous DNA are produced during the relevant time period as described above.

The exact amount of each component provided to the plant cell is likewise not critical and may vary depending on the manner and form in which the component is delivered. If desired, the skilled artisan may routinely vary the amount of each component provided to determine the optimum level for each using a particular delivery system. One successful combination is described in Example 1 and can serve as a starting point for further optimization.

Delivery of the components of this method to the plant cell may be accomplished by a variety of techniques available in the art for delivering nucleic acids to plant cells including, but not necessarily limited to, biological mechanisms such as *Agrobacterium*-mediated T-DNA transformation (see, e.g. WO 95/35388 entitled "Plant Genetic Transformation

Methods and Transgenic Plants") and non-biological mechanisms such as microprojectile bombardment, electroporation, microinjection, induced uptake, and aerosol beam injection. In a preferred approach, a single procedure is used to deliver all the components of this method (i.e. the exogenous DNA and the chimeric genes or RNAs encoding proteins which promote integration of the exogenous DNA) to the recipient plant cell.

mRNA encoding an integration-promoting protein, delivered according to the invention, is expected to produce the encoded protein in the plant cell for a finite period before it is degraded. The protein produced from this mRNA is expected to remain in the plant cell for a finite period of time before it too is degraded through normal cellular processes. Thus these proteins may be delivered transiently to the plant cell in the form of RNA according to the method of the invention. Transient delivery of these proteins may be preferred in those situations where the continued presence of such proteins may have unwanted effects. This same effect can be achieved by delivering a chimeric gene encoding an integration-promoting protein in a form which cannot readily integrate into the plant cell genome in a functional form.

In cases where the integration-promoting proteins are provided to the cell via a chimeric gene, the respective chimeric genes are preferably co-delivered along with the exogenous DNA fragment as separate DNA molecules, though the different components may be combined and delivered as a single DNA molecule. Delivery as separate DNA molecules allows the ratio of chimeric gene to exogenous DNA fragment to be varied and optimized. It is also likely to be more convenient to engineer these constructs on separate molecules.

Stable incorporation of such chimeric genes into the genome via random integration may be expected to occur at a measurable frequency relative to the directed integration of the exogenous DNA bounded by T-DNA borders. To facilitate separation of such random integration events from the directed integration of the exogenous DNA, the chimeric genes encoding the integration-promoting proteins may preferably be delivered as a single DNA molecule separate from the exogenous DNA. Using this approach, copies of the chimeric genes are likely to be integrated at a different locus from the directed integration of the exogenous DNA bounded by T-DNA borders. As a result, separation of the directed integration events involving the exogenous DNA from the randomly integrated VirD1 and VirD2 genes by subsequent breeding of plants derived from the transformed plant cells is easily accomplished.

In a preferred embodiment, a plant viral vector is used as the vehicle for delivering the chimeric DNA gene or RNA encoding the integration-promoting protein to the plant cell.

Such vectors may be engineered from plant DNA virus replicons, such as geminivirus replicons, (Ugaki, M., *Nucleic Acids Research* 19: 371-377 (1994)) and RNA virus vectors (Sablowski, R.W., *Proc. Natl. Acad. Sci.* 92: 6901-6907 (1995)) for incorporation and expression of a desired DNA or RNA in a plant cell. Since these vectors typically replicate in the target plant cell, amplification of the chimeric gene or RNA engineered into such vectors, and increase in the protein produced therefrom, is achieved. Also, viral vectors of this type are not expected to integrate into the genome of the plant cell because the viral replicons they are derived from do not normally do so. Thus this method has the advantages of transiently producing large amounts of the integration-promoting proteins while reducing the risk of integration of chimeric genes encoding such proteins. It may also be advantageous to use such viral vectors systemically to infect, in advance, plant cells targeted for transformation. This approach allows delivery of the exogenous DNA desired to be integrated in higher amounts by avoiding the need to co-deliver DNA or RNA encoding the integration-promoting protein or proteins.

A plant viral vector can also be used as the vehicle for delivering the exogenous DNA fragment targeted for integration to the plant cell. Since these vectors typically replicate in the target plant cell, their use in this manner amplifies the number of exogenous DNA fragment templates available for integration.

When a plant viral vector is used to deliver both the exogenous DNA fragment targeted for integration and the chimeric gene encoding the integration-promoting protein to the plant cell, the same viral vector may be used to deliver both components or two separate viral vectors may be used. When *Agrobacterium*-mediated transformation is the technique used to deliver the viral vector(s) to the plant cell, the approach is known as "agroinfection" (see Grimsley *et al.* *Nature* 325: 177-179 (1987)).

As an alternative to co-delivery of the chimeric genes encoding integration-promoting proteins with the exogenous DNA, the exogenous DNA may be delivered to a transgenic plant cell already containing these chimeric genes stably incorporated into its genome. Transgenic plants or transgenic plant cell cultures generated by transformation using standard techniques with DNA molecules including chimeric genes encoding integration-promoting proteins may be used as the source for such transgenic plant cells. Using this approach, directed integration events involving the exogenous DNA may be separated from the stably integrated chimeric genes by subsequent breeding of plants derived from the transformed plant cells (see, e.g. Peerbolte, R. *et al.*, "Transformation of plant protoplasts

with DNA: cotransformation of non-selected calf thymus carrier DNA and meiotic segregation of transforming DNA sequences", *Plant.Mol.Biol.* 5 (4): 235-246 (1985).

While the present invention is described herein in terms of the transformation of a single plant cell, the skilled artisan will appreciate that the delivery methods upon which the invention is based (except for microinjection) are typically applied to a population of plant cells in the form of a cell culture, callus, or tissue excised from a whole plant. As a result, a variety of techniques have been developed for use in conjunction with these delivery methods to identify and/or select stably transformed plant cells from a mixed population of transformed and untransformed plant cells (e.g. Dekeyser,R. et al., "Evaluation of selectable markers for rice transformation", *Plant Physiol.* 90 (1): 217-223 (1989)). These techniques may also be used in conjunction with the present invention in the same manner. With respect to the exogenous DNA component, transformation of plant cells according to the method of the present invention using non-biological delivery methods is contemplated to result in two basic types of integration events: (1) simple insertion of the intact exogenous DNA fragment bounded by T-DNA borders directed by the presence of protein(s) promoting such integration events, and (2) random insertion of various portions and permutations of the exogenous DNA characteristic of the non-biological delivery method used. These two types of integration events may be readily distinguished by applying standard molecular analytical tools to the genomic DNA of the transformed plant cells such as Southern blot hybridization of restricted genomic DNA using the exogenous DNA fragment or subfragments thereof as a probe, polymerase chain reaction (PCR) based techniques designed to detect the presence of the exogenous DNA fragment in intact form. For plant cells which contain both types of insertion events, such events may be separated in transgenics plants derived therefrom by traditional breeding approaches. Using these tools, transgenic plant cells or plants having a simple insertion of the intact exogenous DNA fragment bounded by T-DNA borders arising from application of the present invention may be identified and used to generate transgenic plant cell cultures and/or transgenic plants and progeny.

It should be understood that the present invention is not limited to improved integration systems based on the *Agrobacterium* T-DNA transfer system. Additional systems which utilize integration-promoting proteins and recognition sequences analogous to the Vir proteins and T-DNA borders may be modified according to the present invention to improve the frequency of simple integration events in a eukaryotic cell targeted for transformation. For example, accumulated data suggest that a close relationship exists between T-DNA

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transfer from Agrobacterium to plants and plasmid-mediated bacterial conjugation. Sequence relationships have been found between (i) the nick regions of T-borders and the *incP* transfer origin; (ii) gene clusters of the *virD* operon and relaxase operon (*TraI/TraJ*). *TraI* and *VirD2* as well as their targets-the RP4 *oriT* nick region and T-border repeats, respectively- share significant similarities (see WO 88/03564 entitled "Plant Transformation"). In vitro, *TraI* and *VirD2* are each sufficient to produce nicks in single-stranded oligonucleotides bearing their respective cognate nick sites (see Pansegrau *et al.*, *Proc. Natl. Acad. Sci. (USA)* 90:11538-11542 (1993)). In the presence of an excess of cleavage products, both *TraI* and *VirD2* can also catalyze the opposite reaction, joining two pieces of single-stranded DNA. *VirD2* is also able to catalyze the cleavage of *oriT*. Functional similarities have also been found between the geminivirus Rep proteins or proteins involved in rolling circle replication of bacterial phages and plasmids and, on the other hand, proteins participating in bacterial conjugative DNA transfer or in the transfer and integration of the T-DNA from Agrobacterium into the plant genome (Heyraud-Nitschke F, *et al. Nucl. Acids Res.* 910-916 (1995)).

DESCRIPTION OF THE DRAWINGS

Figure 1 (A-B): Plasmid structures used in the experiments described in Example 1 are shown. Components of these plasmids are described in the Materials and Methods section of Example 1. RB corresponds to the 25-bp right border sequence. Restriction sites are indicated as follows: E=EcoRI; P=PstI.

Figure 2: A schematic diagram of the pNeoRBLuc plasmid is provided. LB, left border; RB, right border. The top boxes above the diagram indicate the probes used for southern blot analysis of transformants. Restriction sites are indicated as follows: E=EcoRI; P=PstI; X=XbaI, H=HindIII. "NOS" designates the nopaline synthase promoter. "NPTII" designates the neomycin phosphotransferase II open reading frame. "NOS T" designates the nopaline synthase terminator. "CaMV 35S" designates the 35S promoter from cauliflower mosaic virus(CaMV). "LUC" designates the open reading frame for luciferase. "35S T" designates the terminator of the CaMV 35S transcript.

Figure 3: Sequence analysis of plant DNA target sites after transformation with pNeoRBLuc, p35SD1 and p35SD2 plasmids is provided. Numbers refer to the target clones designation numbers. The right border sequence carried by pNeoRBLuc is written in lower case letters (lane Rb.junction). The plant target sequences of fragment 1, 2a, 3 and 5, respectively show 100% homology with PSII of tobacco (X62426; nt 908), 100% with NtpII10 of tobacco (X70088; nt 573), 100% with ribulose 1,5-bisphosphate carboxylase of tobacco (X02353; nt 2174), and 80% homology with a chlorophyll binding protein of petunia (M21317; nt 1013).

Figure 4 (A-F): Maps of plasmids used in Examples 3 and 4 are provided. Abbreviations used are described in the " Materials and Methods" section of Example 3.

Figure 5 (A-B): Schematic representation of plasmids pwAdhD1, pwAdhD2, pwBarRBLuc, and pBARRBLuc used in Example 5.

Figure 6: Schematic representation of plasmid pCIB1711 (see Example 1)

Figure 7: Schematic representation of plasmid pCIB1711deltaB (see Example 7)

Figure 8: Schematic representation of plasmid pCIB1711deltaB-H,N (see Example 7)

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Figure 9: Schematic representation of plasmid pCIB1711-H,N-B (see Example 7)

Figure 10: Schematic representation of plasmid pCIB1711-H,N (see Example 7)

Figure 11: Schematic representation of plasmid pBS-NC (see Example 7)

Figure 12: Schematic representation of plasmid pBS-NC-RB (see Example 7)

Figure 13: Schematic representation of plasmid UbiPATdl (see Example 7)

Figure 14: Schematic representation of plasmid LB.UbiPATdl (see Example 7)

Figure 15: Schematic representation of plasmid pAVM1 (see Example 7)

Figure 16: Schematic representation of plasmid p35SD2(see Example 8)

Figure 17 (A-B): Schematic representation of the preparation of fragments A-C from the EcoR1 fragment of p35SD2 containing the virD2 open reading frame (see Example 8)

Figure 18: Schematic representation of plasmid pTC182 (see Example 8)

Figure 19: Schematic representation of plasmid pTC182-A (see Example 8)

Figure 20: Schematic representation of plasmid pTC182-A-B (see Example 8)

Figure 21: Schematic representation of plasmid pUC21 (see Example 8)

Figure 22: Schematic representation of plasmid pC21-X(see Example 8)

Figure 23: Schematic representation of plasmid ppUC21-C (see Example 8)

Figure 24: Schematic representation of plasmid pUC21-virD2 (see Example 8)

Figure 25: Schematic representation of plasmid T7polyA (see Example 8)

Figure 26: Schematic representation of plasmid T7virD2polyA (see Example 8)

EXAMPLES

Standard recombinant DNA and molecular cloning techniques used here are well known in the art and are described by J. Sambrook, E. F. Fritsch and T. Maniatis, Molecular Cloning: A Laboratory manual, Cold Spring Harbor laboratory, Cold Spring Harbor, NY (1989) and by T.J. Silhavy, M.L. Berman, and L.W. Enquist, Experiments with Gene Fusions, Cold Spring Harbor Laboratory, Cold Spring Harbor, NY (1984).

EXAMPLE 1: "Agrolytic" Transformation of Plant Cells: Integration of T-Strands Generated in *Planta* After Biolistic Delivery of VirD1 and VirD2 Genes and a T-DNA-Bordered Selectable Marker Gene**A. Abstract**

The virulence genes VirD1 and VirD2 are required for excision of T-strands from the Ti plasmid in *Agrobacterium tumefaciens* prior to delivery to host plant cells, where T-DNA inserts into plant nuclear DNA. We have employed ballistic delivery of plasmid DNAs to test for binding and/or site-specific nicking of a T-DNA border sequence by VirD1 and VirD2 *in planta*. Gold microprojectiles were coated with a mixture of 3 plasmids containing, respectively, *VirD1* and *VirD2* coding regions under the control of the CaMV35S promoter and a test gene containing a right border sequence inserted between the CaMV35S promoter and the luciferase coding region. We measured luciferase transient expression to test for integrity and transcriptional availability of the test gene. In both tobacco and maize cells, luciferase gene transient expression was strongly inhibited by codelivery of *VirD1* and *VirD2* plasmids. Inhibition was greater when the ratio of *VirD* plasmids to test gene plasmid was increased. Significant inhibition occurred only with one orientation of the border sequence, i.e. the direction that would lead to *VirD2* nicking of the DNA strand that is the template for luciferase mRNA. The effect of *VirD1* alone or *VirD2* alone was less. Ballistic delivery of a transformation vector with a selectable marker and the luciferase test gene plus the mixture of *VirD* plasmids produced a moderate frequency of "agrolytic" inserts whose right junctions with plant DNA had precisely the sequence expected for T-DNA insertion events. We found both ballistic and "agrolytic" events in some transformant lines.

B. Introduction

Gene delivery by particle bombardment has become a widely accepted technique with broad applications in plant transformation (reviewed in Ahl Goy and Duesing, 1995). For example, maize resistant to European corn borer has been developed by this technique (Koziel et al , 1993). In the course of product development, the structure and copy number of the transgenes as well as their stability must be established. The most desirable product would be one with a single simple insert and no extraneous plasmid vector DNA. However in plant transformation by particle bombardment, there is a tendency towards integration of multiple copies of the introduced genes including plasmid vector (Klein et al., 1988, Klein et al., 1989; Gordon-Kamm W.J. et al., 1990; Vasil et al., 1992; Wan Y. and Lemaux P, 1994). This procedure appears to promote plasmid concatemerization, either before or during integration. The multiple copies inserted during biolistic transformation generally are genetically linked and cannot be segregated during subsequent breeding.

Multiple copies of transgenes can lead to instability of their expression by several mechanisms (reviewed in Matzke M and Matzke A., 1995): multiple copies of transgenes can interact to inactivate each other and related host genes by epigenetic mechanisms variously labeled "cosuppression" or "gene silencing." In addition, homologous recombination may cause genetic instability of multiple copies. For these reasons, reduction of the copy number of transgenes inserted should prove beneficial for maintaining the fidelity of introduced genes.

The integration pattern for foreign genes introduced via *Agrobacterium*-mediated transformation is in general strikingly different from that resulting from particle bombardment of plant cells (review, Chilton, 1993). The number of copies of intact and rearranged transgenes resulting from biolistic delivery exceeds, often greatly, the copy number of transgenes introduced into plants by the *Agrobacterium* system. *Agrobacterium* has evolved a mechanism in which the transferred genes are located on plasmids, called tumor-inducing (Ti) or root-inducing (Ri) plasmids (reviewed in Kado, 1993). A specific segment called T-DNA (transferred DNA) of Ti or Ri plasmid DNA, which is flanked on the Ti/Ri plasmid by 25-bp directed repeated border sequences, travels from the bacterium to the plant cell nucleus and becomes integrated into the plant's chromosomal DNA. An elaborate mechanism for DNA transfer is encoded by a series of virulence (*vir*) genes (reviewed in Zambryski, 1992). Activation of the *vir* genes results in the generation of site-specific nicks within the T-DNA border repeats and produces a linear single-stranded DNA molecule (T-strand) corresponding to the bottom strand of the T-DNA. Nicking requires two

polypeptides encoded by the *VirD* operon: *VirD1* and *VirD2* (Stachel and Nester, 1986; Stachel et al., 1987; Herrera-Estrella et al., 1988; DeVos and Zambryski, 1989; Durrenberger et al., 1989; Howard et al., 1989; Koukolikova-Nicola et al., 1993). *VirD1* exhibits a DNA-relaxing activity (Ghai and Das, 1990; Filichkin and Gelvin, 1993) while *VirD2* has an endonuclease activity that cleaves the lower strand of the border sequence (Stachel et al., 1986; Yanofsky et al., 1986; Wang et al., 1987; Albright et al., 1987). *In vitro* experiments have also demonstrated that purified *VirD2* specifically cleaves single-stranded DNA (Pansegrouw et al., 1993; Jasper et al., 1994). Neither supercoiled nor relaxed double-stranded DNA act as substrate for cleavage by *VirD2* alone *in vitro* (Jasper et al., 1994).

VirD2 becomes covalently attached to the 5' end of the nicked DNA (Ward and Barnes, 1988; Young and Nester, 1988; Howard et al., 1989) via tyrosine residue 29 (Durrenberger et al., 1989; Vogel and Das, 1992; Pansegrouw et al., 1993). A second cleavage at the left border sequence leads to the liberation of the T-strand. The T-strand is, in addition, coated along its length by a single-strand binding protein, *VirE2*. *VirD2* and *VirE2* contain nuclear localization signals (NLSs) that are believed to pilot the T-strand into the plant cell nucleus (Herrera-Estrella, 1990; Howard et al., 1992; Shurinton et al., 1992; Tinland et al., 1992; Rossi et al., 1993). The NLSs of *VirD2* and *VirE2* are recognized in tobacco and in maize (Citovsky et al., 1994) but their efficiency is dependent on the developmental stage of the tissue. Recent data support the view that *VirD2* may participate in the ligation of the 5' end of the T-strand to the plant DNA (Tinland et al., 1995).

In the present study, we have developed a novel plant transformation technique that combines some of the advantages of the *Agrobacterium* system with the proven high efficiency of the biolistic and other delivery systems for a wide range of crop plants. It is designed to integrate the gene of interest with no vector sequence, as in T-DNA inserts, and to control the copy number. Our approach is to use plant expression cassettes for *VirD1* and *VirD2* genes codelivered with a transforming plasmid containing T-DNA border sequences flanking a selectable marker. We have found that the transiently expressed *VirD1* and *VirD2* gene products can indeed cleave T-DNA border sequences *in planta* and produce T-DNA-type insertion events ("agroscopic" events) after biolistic delivery.

C. Materials and Methods

1. Plasmids

Structures of all plasmid inserts used in this study are presented in Figure 1.

pCIB1711 is a pUC derivative containing the firefly luciferase gene driven by the cauliflower mosaic virus 35S (CaMV35S) promoter.

Construction of pCIB1711

pCIB1711 contains a luciferase gene linked to 35S expression signals. The parent vector pCIB710 (Rothstein *et al.* 1987) was modified prior to insertion of the luciferase gene by removing unique restriction sites PstI and Narl. The PstI site located upstream of the CaMV promoter was removed by cleavage at adjacent Sall and SphI restriction sites and ligation of synthetic linker [5' -TCGACATG-3'] to recreate the Sall site and remove the SphI and PstI sites. The Narl site located 3' to the CaMV polyadenylation sequences was removed by cleavage with Narl and Ndel, excising a 52bp fragment, followed by Klenow digestion and blunt end ligation. Plasmids pJD204 (Ow *et al.*, *Science* 234: 856-859 (1986)) and pDO0432 (De Wet *et al.*, *Mol. Cell. Biol.* 7(2): 725-737 (1987)) were obtained from Dr. Donald Helinski and Dr. Steve Howell, respectively. A 1826 bp HindIII-bamHI fragment from pJD204 containing the luciferase gene, 22 bp of the luciferase 5' UTR, and about 130bp of the 3' end was ligated with a synthetic linker made from the oligos 5' -GATCCCTGCAGA-3' (SEQ ID NO: 3) and 5' -AGCTTCTGCAGG-3' (SEQ ID NO: 4) into the BamHI site of pCIB710 so as to be between the 35S promoter and polyadenylation signals.

Insertion of the luciferase gene fragment into the modified pCIB710 vector produced pCIB1701. pCIB1711 was constructed by digesting pCIB1701 with PstI and Narl, and ligation of the resulting plasmid with a linker R5B1 containing the leader and 5' end of the gene.

Linker R5B1 consists of a fragment made from the following complimentary oligomers:

5' -ATCTCCACTGACGTAAGGGATGACGCACAATCCCACTATCCTCGCAAGACCCTTCCTCT
ATATAAGGAAGTTCAATTTCATTGGAGAGGGATCCCTGCAGGACACGCTGAAATCACCAG
TCTCTCTACAAATCTATCTCTCTATG-3' (SEQ ID NO: 5)

and

5' -GATCCATAGAGAGAGATAGATTGTAGAGAGAGACTGGTGATTTCAGCGTGTCCCTGCAGG
GATCCCTCTCCAAATGAAATGAACTTCCTTATATAGAGGAAGGGTCTTGCAGGATAGT
GGGATTGTGCGTCATCCCTTACGTCACTGGAGAT-3' (SEQ ID NO: 6).

For introduction of T-DNA borders, two synthetic oligonucleotides corresponding to the right border sequence of LBA5269 (Van Haaren et al., 1989) were annealed to yield the duplex: 5' -ATCCGGCAGGATATACCGTTGTAATTCTGCA- 3' (SEQ ID NO: 7). This duplex flanked by BamHI-PstI sites was inserted into the corresponding sites in pCIB1711 between the promoter and the luciferase coding sequence yielding pRB(+)Luc. In pRB(-)Luc, the right border sequence was introduced in reverse orientation with respect to the promoter. pNeoRBLuc was designed for stable transformation of tobacco suspension cells and contains a left border sequence, the neomycin phosphotransferase gene (*nptII*) and the luciferase gene with the right border inserted between the promoter and the luciferase coding region from pRB(+)Luc (Fig.2). The *nptII* gene driven by the nos (nopaline synthase) promoter was excised from the plasmid pBin19 as a 2.2 kb SacII-HindIII fragment (Bevan, 1984). The left border sequence was excised from pBin19 as a BgIII-EcoRI fragment. Both of these fragments were inserted into XbaI-HindIII sites of pRB(+)Luc. pNeoLuc is the equivalent of pNeoRBLuc with no right border sequence inserted between the CaMV35S promoter and the luciferase coding region.

VirD1 and *VirD2* genes from pTiA6 were subcloned into expression vector pMF6 (Callis et al., 1987), consisting of the CaMV35S promoter (0.5 kb), the Adh1 first intron (0.5 kb), and the nopaline synthase (nos) polyadenylation region (0.25 kb) (Fig.1). The 0.6 kb EcoRI-PstI from pAD1187 (Ghai and Das, 1989) corresponding to the *VirD1* coding sequence was cloned into pMF6 yielding p35SAdhD1. The *VirD2* coding sequence was excised as a 1.8 kb EcoRI fragment from pAD1190 (Ghai and Das, 1989) and cloned in pMF6. The plasmids obtained, p35SAdhD2 and p35SAdhD2(rev), carried the *VirD2* coding region in either the sense or the antisense orientation. The Adh1 intron sequence was deleted from p35SAdhD1, p35SAdhD2 and p35SAdhD2(rev) to create p35SD1, p35SD2 and p35SD2(rev), respectively, for experiments designed for tobacco tissues.

pGUS is a pUC derivative containing the β -glucuronidase (GUS) coding sequence GUS gene under the control of the CaMV35S promoter and the castor bean catalase gene intron (Ohta et al., 1990).

2. Plant material

Maize suspension cells: Suspension cultures of maize (*Zea mays* L.) were initiated from cryopreserved embryogenic type II callus selected from immature embryos of an elite line related to B73. About 1g of cryopreserved callus (DiMaio and Shillito, 1992) was added to 50 ml N6 liquid medium (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Cultures were incubated at 25°C in the dark on an orbital shaker at 150 rpm. Suspension cultures were subcultured every 7 days by transferring 1 ml packed cell volume into 50 ml fresh 2N63S liquid medium.

Maize cell suspensions used for bombardment experiments were taken from 3 day-old rapidly growing cultures. Before bombarding, approximately 0.5 ml of packed volume cells was vacuum filtered onto 7-cm filters (Whatman, N°4). Filters were then transferred onto gelrite-solidified N6 medium containing 120g/l of sucrose. Plated cells were kept 4 hours at 25°C prior to bombardment. After bombardment, plates were incubated at 25°C for 24 hr.

Tobacco suspension cells: The *Nicotiana tabacum* cell line NT-1 (An, 1985) was grown in Murashige and Skoog medium (Murashige and Skoog) supplemented with 2 mg/l of 2,4-D and sucrose (30g/l) (MS3S). Cells were subcultured once per week by adding 5 ml of inoculum to 100 ml of fresh medium in 500-ml flasks. The flasks were incubated at 27°C on a rotary shaker at 125 rpm. Aliquots of 0.5 ml from four-day-old cultures were spread onto sterile filters (Whatman N°4), which were then transferred onto MS medium supplemented with 12% sucrose and kept at room temperature for 4 hours prior to bombardment.

3. Bombardment of plant cells:

Tissues were bombarded with gold microprojectiles onto which was precipitated a mixture of plasmids. pGUS plasmid DNA was used as internal control for maize and tobacco experiments in all cases. For cotransformation experiments, the gold particles carried either an equal mass of all plasmid DNAs (0.5 μ g of each plasmid DNA per target plate) or 2:1 molar ratio of plasmids carrying *VirD1* and *VirD2* genes to substrate plasmid. For stable transformation experiments, co-transformation mixtures contained a 5:1 molar ratio of

plasmids carrying *VirD1* and *VirD2* genes to *np11* selection plasmid. Each aliquot of plasmid mixture bombarded per target plate consisted of 0.1 µg of the selection marker and 0.5 µg each of p35SD1 and p35SD2 plasmid DNAs. Appropriate quantities of each DNA were mixed in a total volume of 10 µl and precipitated with 50 µl of 2.5 M CaCl₂ and 20 µl of 0.1 M spermidine-free base to effect precipitation onto 50 µl of 1.0 µm gold microcarriers (60 mg/ml). Microprojectile bombardment was performed with the PDS-1000 He biolistic device (DuPont) using 1500 psi rupture discs with the sample positioned 8 cm below the stopping screen shelf.

4. Stable Transformation of tobacco suspension cells

24 hr after bombardment, tobacco cells were transferred onto MS3S plates with 300 µg/ml kanamycin. Independent microcalli that appeared about 3 weeks after bombardment were transferred onto fresh plates supplemented with 300 µg/ml kanamycin. After two subcultures on the same medium, suspension cultures were initiated by inoculating about 100 mg of tobacco cells into 25 ml liquid medium supplemented with 300 µg/ml kanamycin.

5. Transient expression assays:

Luciferase was assayed in tissue extracts according to the recommendation of the supplier (Luciferase assay system, Promega). β -glucuronidase activity was determined by a chemoluminescent assay with the GUS-Light kit (Tropix). Luciferase and β -glucuronidase activities are expressed as light units detected by an Analytical Luminescence model 2001 Luminometer integrated over 10 seconds at 25°C.

6. DNA extraction and Southern blot hybridization

Cell cultures were harvested by filtration 10 days after inoculation and frozen in liquid nitrogen. DNA was isolated as described (Hall et al., 1991).

Approximately 5 µg of genomic DNA was used for digestion with EcoRI. Following separation on a 0.7% agarose gel, the DNA was transferred to genescreen plus membrane and hybridization was performed according to the conditions described by the manufacturer (NEN Research Products, DuPont). DNA probes were labeled with [α -³²P]dCTP using the oligo labeling kit of Pharmacia. The neo probe corresponded to a 2-kb PstI fragment of the *np11* gene (Fig.2). The luc probe corresponded to a 0.7 kb XbaI-EcoRI fragment of the

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luciferase gene (Fig.2). For removal of probes, membranes were stripped with a solution of 0.1% SDS at 100°C for 5 min.

7. Cloning of T-DNA/plant DNA junctions

DNA (30 µg) from transgenic tobacco calli was digested with EcoRI and subjected to preparative electrophoresis on a 1% sea-plaque agarose gel (FMC). Slices of agarose corresponding to the size of fragments to be cloned were cut out of the gel and DNA was extracted from agarose with QIAquick Gel Extraction Kit (Qiagen). Fragments were then cloned into the dephosphorylated EcoRI site of pUC19. Ligation mixes were used to transform *E.coli* HB101 cells by electroporation. Colonies containing the plasmid with the correct insert were identified by colony filter hybridization, using a 0.5 kb CaMV35S promoter fragment as probe. Sequence of the junction of donor plasmid DNA with plant DNA was analyzed using the primer 5' -CCACTATCCTTCGCAAGACC-3' (SEQ ID NO: 8) located in the CaMV35S promoter at a distance of 106-bp from the right border sequence.

D. RESULTS

1. Experimental design

In order to investigate whether *VirD1* and *VirD2* gene products can nick a T-DNA border sequence when expressed in plant cells, we constructed the test plasmid pRB(+)Luc, containing a substrate T-DNA border sequence between the promoter and the coding region of the luciferase gene. The insertion of the right border sequence between the CaMV35S promoter and the luciferase coding region does not interfere with the expression of the luciferase gene in plant tissues (data not shown). The border sequence was situated in such a way that a site-specific nick introduced by *VirD1* and *VirD2* gene products would lead to a break in the DNA strand that is template for the luciferase mRNA, and thus should decrease the production of luciferase transcript and enzyme. After co-bombardment of plant cells with pRB(+)Luc and plasmids carrying the *virD* genes, any nicking at the border sequence should be measurable quantitatively by assaying luciferase activity. However, any decrease of luciferase activity could also be explained by the binding of *VirD1* and *VirD2* gene products at the border sequence located between the promoter and the coding sequence, binding that might inhibit the transcription of the luciferase gene. pRB(-)Luc, a plasmid that contains the border sequence in reverse orientation with respect to the

promoter, was therefore tested to distinguish between these two possibilities. If a decrease of luciferase activity is the result of the binding of the *VirD* gene product(s) to the border sequence, then this decrease would probably be observed even with the border sequence in reverse orientation.

Since *VirD1* and *VirD2* proteins must be produced transiently in the bombarded plant cells before they can nick the border sequence, any such nicking presumably would occur after transcription of the luciferase gene has already started. Therefore luciferase activity measurements would presumably underestimate the *VirD1* and *VirD2* activity in plant cells.

To express *VirD1* and *VirD2* genes in plant cells, their respective open reading frames (ORFs) were placed under the control of the CaMV35S promoter. The *VirD2* ORF was also introduced in antisense orientation with respect to the promoter to serve as control. As the presence of the maize alcohol dehydrogenase 1 intron 1 has been found to increase the expression of genes in maize (Callis et al., 1987), we also constructed p35SAdhD1 and p35SAdhD2 (containing the intron inserted between the promoter and the coding region of *VirD1* and *VirD2* ORF genes respectively) for use in maize transient expression experiments. A plasmid expressing the β -glucuronidase (GUS) gene, pGUS, was included in each bombardment as an internal standard to control for the efficiency of DNA transfer. In all cases, the activity of reporter is expressed as a ratio of luciferase to GUS activity, to correct for variability in efficiency of DNA delivery.

2. Transient expression assays to test for cleavage of the border sequence by *VirD1* and *VirD2* gene products *in planta*

Maize and tobacco cells were first transiently transformed with our test plasmid codelivered with *VirD1* and *VirD2* genes separately, in order to test their ability individually to affect transcription through the T-DNA border sequence. Following co-delivery of either p35SD1 DNA or p35SAdhD1 DNA with pRB(+)LUC DNA, 80% of the control level of luciferase to GUS activity was observed in tobacco and maize tissues (Table 1 and Table 2; see below). Codelivery of p35SD2 DNA (tobacco) or p35SAdhD2 DNA (maize) with pRB(+)LUC DNA resulted in 50% and 80% of the control level of luciferase to GUS activity (Table 1 and Table 2; see below).

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TABLE 1: Activity of *VirD1* and *VirD2* in tobacco suspension cells.

Plasmids + pGUS	Mean	± SD	% of control
pRB(+)LUC	1.36	± 0.06	-
pRB(+)LUC + p35SD1	0.98	± 0.03	72
pRB(+)LUC + p35SD2	0.69	± 0.07	50
pRB(+)LUC + p35SD1 + p35SD2 (1:1:1)	0.27	± 0.05	20
pRB(+)LUC + p35SD1 + p35SD2 (1:2:2)	0.14	± 0.05	10
pRB(+)LUC + p35SD1 + p35SD2(rev) (1:1:1)	1.08	± 0.13	80
pRB(+)LUC + p35SD1 + p35SD2(rev) (1:2:2)	1.13	± 0.08	83
pRB(-)LUC	1.40	± 0.14	-
pRB(-)LUC + p35SD1	1.33	± 0.13	95
pRB(-)LUC + p35SD2	1.19	± 0.12	85
pRB(-)LUC + p35SD1 + p35SD2	1.56	± 0.38	112

Table 1. Activity of *VirD1* and *VirD2* in tobacco cells. Plasmid constructs are described in figure 1 and were delivered to tobacco cells by the biolistic device. Numbers between brackets indicate the molar ratio of plasmids. Following incubation for 24 hrs, tissues were homogenized and enzyme activities determined. Activities are expressed as a ratio of luciferase (Luc) to β -glucuronidase (Glu). Independent bombardments were analyzed and data are presented as mean values of 6 repetitions plus or minus standard deviation. % control values are determined from the ratio of the luciferase to β -glucuronidase activities to those activities observed with control plasmid.

Table 2: Activity of *VirD1* and *VirD2* genes in maize suspension cells.

Plasmids + pGUS	Mean	± SD	% o f control
pRB(+)LUC	1.26	± 0.27	-
pRB(+)LUC + p35SAdhD1	1.32	± 0.28	105
pRB(+)LUC + p35SAdhD2	1.02	± 0.15	81
pRB(+)LUC + p35SAdhD1 + p35SAdhD2 (1:1:1)	0.11	± 0.03	8.7
pRB(+)LUC + p35SAdhD1 + p35SAdhD2 (1:2:2)	0.006	± 0.007	0.5
pRB(+)LUC + p35SAdhD1 + p35SAdhD2(rev) (1:1:1)	0.99	± 0.20	78.6
pRB(+)LUC + p35SAdhD1 + p35SAdhD2(rev) (1:2:2)	0.96	± 0.26	76

Table 2. Activity of *VirD1* and *VirD2* in maize cells. Activities are expressed as described in footnote to Table 1.

The two *vir* genes together appeared to have a synergistic effect. Co-delivery by the biolistic device of equal amounts of pRB(+)LUC DNA with both plasmids carrying *VirD1* and *VirD2* genes (ratio of 1:1:1) reduced luciferase activity to ca. 20% of control in tobacco (Table 1) and 10% in maize cells (Table 2). At a higher ratio of *VirD1* and *VirD2* plasmids to test plasmid (2:2:1), the luciferase activity was reduced further to ca. 10% in tobacco cells (Table 1) and 1% in maize cells (Table 2). Analogous experiments using the control plasmid p35SD2(rev) (tobacco) or p35SAdhD2(rev) (maize) with the *VirD2* coding sequence in antisense orientation gave results similar to those with *VirD1* alone (Table 1 and Table 2) as expected. This demonstrated that our internal standard GUS gene was an effective control for any effects of altering total DNA concentration delivered.

Reversal of orientation of the T-DNA border in the test plasmid eliminated or greatly reduced any influence of *VirD1* and/or *VirD2* genes on transient expression of the luciferase gene. When pRB(-)Luc was co-bombarded into tobacco cells with p35SD1 and p35SD2 plasmid DNA, no significant decrease in luciferase activity was observed. Co-delivery of pRB(-)Luc performed with p35SD1 or p35SD2 separately likewise showed no significant decrease of luciferase activity (Table 1). These observations strongly indicated that the decrease of luciferase activity seen with pRB(+)Luc test plasmid plus *VirD1* and *VirD2* genes was the result of a strand-specific nick at the right border sequence by *vir* gene products similar to that observed in *Agrobacterium* (for review, Zambryski, 1992).

3. Analysis of Stable transformants

Stable transformation of tobacco suspension cells was next undertaken to assess the activity of *VirD1* and *VirD2* gene products on the pattern of DNA integration after co-delivery of these genes with their substrate DNA by the biolistic device. For these experiments pNeoRBLuc was used, which contains a left T-DNA border, *nptI* as selectable marker, and the 35SRB(+)Luc gene with the right T-DNA border inserted between promoter and luciferase coding region. In the results and discussion below, we designate as "agroscopic events" those DNA insertions into the tobacco genome that would result after *VirD1* and *VirD2* activity on border sequences, generating a T-strand. In contrast, we designate as "biolistic events" those DNA inserts representing the process normally occurring after gene delivery into plant cells by the biolistic device. The initial criterion to distinguish biolistic events and putative agroscopic events was absence of luciferase activity in the transformed clone, arising from exclusion of the Luc coding region by T-DNA excision from pNeoRBLuc. At the molecular level, the transgenes representing an agroscopic event should hybridize with the neo probe and not with the luc probe. Moreover, in an agroscopic event, the sequence of the junction between introduced DNA and plant DNA should correspond precisely to the right border end of a T-strand. Both types of events may occur in the same plant cell, but such clones would be scored genetically as biolistic events based on the presence of luciferase activity. Both biolistic and putative agroscopic events were investigated by southern hybridization to measure the frequency of each type of insertion. Tobacco suspension cells were bombarded with microprojectiles coated with pNeoRBLuc plasmid DNA together with p35SD1 and p35SD2 DNA in a ratio 1:5:5. As controls, pNeoRBLuc plasmid was also bombarded alone and the borderless control plasmid

pNeoLuc was co-bombarded with p35SD1 and p35SD2. Stable transformants were selected by growth on kanamycin-containing medium. An average of 40 kanamycin-resistant clones appeared per bombarded filter, but only one or two calli were further analyzed per plate. Similar numbers of kanamycin-resistant calli were recovered following bombardment with the control plasmids pNeoRBLuc DNA alone or pNeoLuc DNA plus p35SD1 DNA and p35SD2 DNA.

A rough estimate of the frequency of agrolytic events could be made by the ratio of the total number of kanamycin-resistant calli analyzed that do not express luciferase to total kanamycin calli. By this criterion, the frequency of agrolytic events was about 10%; out of 32 callus lines analyzed, 3 did not express luciferase activity. As argued above, this number is probably an underestimate of agrolytic events because agrolytic events and biolistic events can take place in the same plant cell.

4. Southern blot analysis of control "biolistic" events

Southern blot hybridization was performed on DNA from control kanamycin-resistant callus lines obtained after bombardment with (i) pNeoRBLuc alone, and (ii) pNeoLuc plasmid co-bombarded with p35SD1 and p35SD2 DNAs. Genomic DNA was digested with EcoRI, which produces a 3.9kb fragment from the pNeoRBLuc plasmid that is homologous to both neo and luc probes (Figure 2). When genomic DNA digests were hybridized with the neo probe, all lanes exhibited a hybridizing band of the predicted size (3.9 kb) and the number of intact fragment copies, based on comparison of hybridization intensity with copy control lanes, varied from 1 to more than 10 per nucleus. Southern blot analysis of transformed lines from co-bombardment with p35SD1 DNA and p35SD2 DNA together with the borderless control plasmid pNeoLuc used as probes revealed the presence of both intact and rearranged copies of the *npf1* gene in these lines. Such rearrangements are often observed in transformants obtained by the biolistic device.

5. Southern blot analysis of candidate agrolytic events

Southern blot analysis was also performed on DNA from 16 kanamycin-resistant callus lines obtained after co-bombardment of pNeoRBLuc using p35SD1 and p35SD2 plasmid DNA as hybridization probes. For Southern blot analysis, 13 callus lines were chosen randomly among the 32 that tested positively for the luciferase activity, along with three clones found not to express luciferase. DNA from the luciferase-positive callus lines contained a band of the predicted size (3.9 kb) hybridizing with the neo probe. The number of intact *npf1* gene

copies, based on comparison of hybridization intensity with copy control lanes, ranged from 1 to 10 per nucleus. The number of copies observed was much lower in calli transformed with pNeoLuc DNA and p35SD1 and p35SD2 DNA.

We observed a 3.4 kb band in DNA from all transgenic calli bombarded with p35SD1 and p35D2 DNA together with pNeoRBLuc. A fragment of this size was found to hybridize with *VirD2* probe in these lines. The fragment used for the neo probe contained a piece of terminator sequence that was also present in p35SD1 and p35SD2 constructs, and although it represents only 1.2% of the labeled probe, there may be many copies of *VirD* gene inserts and this could give a signal of the magnitude seen.

When blots were hybridized with the luc probe, 3 groups of transgenic callus lines could be distinguished: (i) callus lines with inserts hybridizing with the neo probe and the luc probe ; (ii) callus lines in which some inserts hybridized with only the neo probe and some inserts hybridized with both probes neo and luc; (iii) callus lines with inserts hybridizing only with the neo probe. The first group of calli probably did not contain agrolytic events. The second group of calli probably contained two types of events: agrolytic events evidenced by the presence of 4.8kb, 4.6 kb and 5 kb fragments hybridizing to the neo probe, and biolistic events evidenced by the presence of a 3.9 kb fragment hybridizing to the luc probe. The third group of calli exhibited only putative agrolytic events based on their ability to hybridize only with the neo probe. Three callus lines fell into this group; one containing a 3.2 kb hybridizing band, a second containing two hybridizing bands of 3.8 kb and 5 kb, and a third containing one band of 5.5 kb. These 3 hybridization patterns were unique, clearly representing independent single cell transformation events.

Among 16 transgenic tobacco lines analyzed by southern hybridization, 10 exhibited biolistic events , 3 exhibited putative agrolytic events and 3 exhibited both.

6. Molecular analysis of putative agrolytic events:

The nature of putative agrolytic insertion events was ultimately verified by determining the sequence of the junction between integrated DNA and plant DNA in callus lines exhibiting hybridization patterns consistent with such putative events. DNA fragments from these callus lines which included these junctions were cloned and sequenced outward from inside the T-DNA borders (see methods). The nucleotide sequence revealed that each of these fragments contained a sequence indicative of a right border/plant DNA junction. The right end point of the T-DNA was identical to the nicking site of the right border sequence of T-DNA.

The plant nucleotide sequence in four of the five cases perfectly matched tobacco junction sequences that have been previously reported in cDNA form by others. Interestingly, in all four cases, the right border of T-DNA is inserted with the CaMV35S promoter oriented in the antisense direction with respect to the plant genes in high AT regions near the polyadenylation site in the 5'-untranslated region of the gene. No additional nucleotides and no repeated sequences were observed at the right junction sites. It is not possible to conclude whether any deletions of the target sites have occurred because the left border of the insert was not determined.

As controls, DNA fragments including the right border sequence and adjoining regions on either side were also cloned from callus lines exhibiting hybridization patterns consistent with biolistic events DNA fragments. The nucleotide sequence from these events did not show any right border sequence-plant DNA junction, but rather the full length right border sequence and the expected luciferase coding sequence beyond.

E. CONCLUSION

The Ti plasmid-encoded virulence proteins VirD1 and VirD2 are required for the formation of T-strands in *Agrobacterium*. Here we present evidence for T-DNA formation *in planta* and integration in plant cells after introducing by the biolistic device the two virulence genes *VirD1* and *VirD2* under the control of the CaMV35S promoter together with a plasmid harboring the border sequences. About 10% of the transformed tobacco calli exhibited agroscopic inserts, i.e. DNA integrated after the action of *VirD1* and *VirD2* gene products only. A similar fraction of transformed calli contained both agroscopic events and biolistic events. The transgene:: plant DNA junctions in agroscopic events demonstrated site-specific cleavage within the right border sequence, in concordance with compiled data showing the right border T-DNA ends just after the first 3 nucleotides of the 25-bp repeat (Gheysen et al., 1991; Mayerhofer et al., 1991; Ohba, 1995). The precision of integration events has been interpreted as a direct involvement of *VirD2* in the recombination process in the plant cell nucleus (Tinland et al., 1995).

The integration sites of the agroscopic events are here identified in transcribed regions, supporting the data that T-DNA is preferentially integrated into potentially transcribed genomic loci in different plant species (Koncz et al., 1989; Herman et al., 1990, Kertbundit et al., 1991) with T-DNA insertions randomly distributed in plant chromosomes (Chyi et al., 1986; Wallroth et al., 1986). Although T-DNA integration is usually not correlated with large

rearrangements in the plant DNA, deletions, inversions and duplications of target plant DNA sequences can occur during T-DNA transformation. For the agrolytic events examined here, no major rearrangement was noted in the plant target sites.

The consistent pattern of agrolytic integrations near the polyadenylation signal of known tobacco light-inducible and/or photosynthetic genes with the CaMV35S promoter at the right border directed in an antisense orientation to the open reading frame is intriguing. In this orientation, the insertion of the T-DNA structure may generate an antisense transcript that might inactivate expression of the corresponding tobacco gene. Such photosynthetic genes are, however, not required by these non-photosynthetic cultured NT1 cells.

Based on the transient expression experiments in which cleavage at the right border sequence appeared to occur at high frequency, a high percentage of substrate molecules were apparently cleaved. Surprisingly, this proportion is not kept for stable transformation. This could be explained by a ligation reaction at the right border sequence after cleavage by *VirD2*, for *in vitro* assays have shown that *VirD2* catalyzes a site-specific cleaving-joining reaction within single-stranded oligonucleotides containing T-DNA border sequences (Pansegrouw et al., 1993). Another explanation may be the absence of the single-strand binding *VirE2* necessary for efficient *Agrobacterium*-mediated transformation. Although one can presume that there is an equivalent to the non-specific single-strand binding protein *VirE2* in plant cells that could bind and protect the T-strand, the addition of the *virE2* gene together with *VirD1* and *VirD2* might improve the efficiency of recovery of agrolytic events. We note also the disadvantage that the accompanying *VirD1* and *VirD2* genes codelivered with the transforming plasmid presumably are biolistically integrated into the same transformed lines at high frequency: cotransformation is very efficient with the biotic device. These unwanted genes represent a different kind of extraneous DNA. However we presume, because of their unique insertion mechanism, that they are not linked to the "agrolytic" insert and can be eliminated by subsequent breeding of the transgenic plant. This presumption cannot be tested with these transgenic NT1 cells, which are not regenerable.

The agrolytic transformation system offers several distinct advantages: (i) It should be immediately applicable to any plant target tissue susceptible to biotic transformation methods. (ii) The inserted DNA does not carry extraneous vector DNA (iii) Fewer copies of the gene of interest are inserted than is the case for DNA delivered without *VirD1* and *VirD2* genes. This should minimize regions of homology which may contribute to instability.

The agrolytic approach thus combines the best features of biolistic delivery with the elegance and precision of *Agrobacterium* T-DNA insertion mechanism to afford a new, widely applicable technology for producing transgenic crop plants of agricultural value.

EXAMPLE 2: Construction of Plant Expression Cassettes

Gene sequences intended for expression in transgenic plants or plant cells are firstly assembled in expression cassettes behind a suitable promoter and upstream of a suitable transcription terminator to create a chimeric gene. These expression cassettes can then be easily transferred to the plant transformation vectors described above in Example 3.

Promoter Selection

The selection of a promoter used in expression cassettes or chimeric genes will determine the spatial and temporal expression pattern of the transgene in the transgenic plant. Selected promoters will express transgenes in specific cell types (such as leaf epidermal cells, mesophyll cells, root cortex cells) or in specific tissues or organs (roots, leaves or flowers, for example) and this selection will reflect the desired location of expression of the transgene. Alternatively, the selected promoter may drive expression of the gene under a light-induced or other temporally regulated promoter. A further alternative is that the selected promoter be chemically regulated. This would provide the possibility of inducing expression of the transgene only when desired and caused by treatment with a chemical inducer.

Transcriptional Terminators

A variety of transcriptional terminators are available for use in expression cassettes. These are responsible for the termination of transcription beyond the transgene and its correct polyadenylation. Appropriate transcriptional terminators and those which are known to function in plants and include the CaMV 35S terminator, the *tm1* terminator, the nopaline synthase terminator, the pea *rbcS* E9 terminator. These can be used in both monocotyledons and dicotyledons.

Sequences for the Enhancement or Regulation of Expression

Numerous sequences have been found to enhance gene expression from within the transcriptional unit and these sequences can be used in conjunction with the genes of this invention to increase their expression in transgenic plants.

Various intron sequences have been shown to enhance expression, particularly in monocotyledonous cells. For example, the introns of the maize *Adh1* gene have been found to significantly enhance the expression of the wild-type gene under its cognate promoter when introduced into maize cells. Intron 1 was found to be particularly effective and enhanced expression in fusion constructs with the chloramphenicol acetyltransferase gene (Callis *et al.*, *Genes Develop.* 1: 1183-1200 (1987)). In the same experimental system, the intron from the maize *bronze1* gene had a similar effect in enhancing expression (Callis *et al.*, *supra*). Intron sequences have been routinely incorporated into plant transformation vectors, typically within the non-translated leader.

A number of non-translated leader sequences derived from viruses are also known to enhance expression. Specifically, leader sequences from Tobacco Mosaic Virus (TMV, the "omega-sequence"), Maize Chlorotic Mottle Virus (MCMV), and Alfalfa Mosaic Virus (AIMV) have been shown to be effective in enhancing expression (e.g. Gallie *et al.* *Nucl. Acids Res.* 15: 8693-8711 (1987); Skuzeski *et al.* *Plant Molec. Biol.* 15: 65-79 (1990))

EXAMPLE 3: A "Hit and Run" Method for Effecting Site Specific Recombination in Biolistically Delivered DNA: Co-Delivery of Recombinase mRNA**A. Abstract**

We describe a method for co-delivery of DNA and mRNA to plant cells using the biolistic device. By gel electrophoresis we have demonstrated the stability and recovery of DNA and RNA precipitated onto microprojectiles under various conditions. For delivery of active mRNA, precipitation by CaCl_2 alone or CaCl_2 plus spermidine plus Tris buffer was effective, while unbuffered spermidine fragmented the RNA.

Using efficient precipitation methods and biolistic delivery to maize and tobacco cells, we demonstrated expression of *in vitro* synthesized capped polyadenylated mRNA encoding firefly luciferase. Kinetic studies demonstrated that luciferase mRNA expression peaked earlier than that for transient expression of a 35S/luciferase DNA delivered concurrently.

To demonstrate activity of biolistically delivered mRNA encoding R, the site-specific recombinase of *Zygosaccharomyces rouxii*, we codelivered to maize cells a substrate plasmid containing a reversed 35S promoter flanked by inverted copies of RS, the 31 bp specific target site for the recombinase, followed by 35S leader, luciferase gene and 35S terminator regions. While the substrate plasmid alone gave no significant luciferase expression, when codelivered with R mRNA, its 35S promoter was flipped by recombinase and luciferase enzyme was produced.

The potential use of site-specific recombinase systems to control transgene insertion and expression are discussed, together with the advantages of introducing recombinase activity transiently as mRNA.

B. Introduction

When particle bombardment is used for gene-delivery to plant cells, the transgene DNA inserts randomly into the genome, generally at a single site containing multiple copies (Klein et al., 1988, Klein et al., 1989; Gordon-Kamm W.J. et al., 1990; Vasil et al., 1992; Wan Y. and Lemaux P, 1994). The arrangement, insertion position and often high copy number of transgenes can lead to instability of expression by several mechanisms: for example, multiple copies of transgenes interacting to inactivate each other through antisense or methylation or other "silencing" mechanisms that are not well understood (reviewed in Matzke M and Matzke A., 1995). Because the multiple copies of transgenes are linked at a single insertion site, it is not possible to decrease copy number through segregation in subsequent generations of plants. Both for basic studies of transgene expression and for commercial production of transgenic crop plants for agricultural applications, improvement in the arrangement and expression of introduced genes is a high priority. Site-specific recombination systems can serve as a useful means of simplifying the pattern of insertion of transgenes and even directing them to a predetermined site in the plant genome (Albert et al., 1995).

Several site-specific recombinases have been shown to be active in plant cells (for review, see Odell & Russell, 1994): the Cre/lox system of the bacteriophage P1, the FLP/FRT recombination system from the 2 μ plasmid of *Saccharomyces cerevisiae*, and the R/RS system from pSR1 plasmid of *Zygosaccharomyces rouxii* (Matsuzaki et al., 1988). These systems are of potential utility because of their simplicity; to be fully operational, they need only a single recombinase protein (Cre, FLP, R) and its corresponding target, a short defined recombination site (lox, FLP, RS, respectively). Further, their frequency of

recombination is remarkably high. The recombinase can mediate three types of DNA rearrangements through its recombination reactions, depending on the location and orientation of the recognition sites. If a DNA fragment is bounded by two recognition sites that are inverted with respect to each other, inversion of the intervening DNA occurs. If the two recognition sites are in the same orientation, excision and circularization of the intervening DNA occurs. When the recognition sites are on separate DNA molecules, genetic exchange occurs and if one is circular, that molecule becomes linearly integrated into the other.

Site-specific recombinase activity can be used to simplify and target transgenes introduced into plants. If this activity persists, however, it can render the recombinant structure unstable. It is therefore desirable to express the recombinase activity only transiently. This was achieved in a recent study which demonstrated targeted integration of a *lox*-containing transgene into a *lox* site in a transgenic plant expressing Cre (Albert, et. al., 1995). Because the *lox* site was situated between the promoter and coding region of the *cre* gene, the site-specific recombination event inactivated Cre expression, stabilizing the product. All integration events examined were single copy, based on Southern hybridization analysis. In the present study we have adapted the R/RS site-specific recombinase system for use with biolistic gene delivery. The R/RS system has been shown to function efficiently in tobacco: when the *R* gene was transiently transformed into protoplasts, its gene product turned on a cryptic glucuronidase (GUS) gene by site-specific inversion or excision of DNA (Onouchi, et. al. 1992). We demonstrate here that the R-recombinase delivered by biolistics to maize and tobacco cells functions similarly, though with low efficiency (efficiency could be increase by optimization of parameters), to turn on a cryptic luciferase gene by flipping its promoter. Moreover use of mRNA rather than NA to produce recombinase ensures that it is produced quickly after introduction of the DNA substrate into the cell. The target *RS*-site contains a 31bp palindromic nucleotide sequence consisting of a pair of 14 bp inverted repeats separated by a 3 bp asymmetric core (Matsuzaki et al, 1988). For production of transgenic plants, it is desirable to utilize recombinase mRNA rather than DNA in order to avoid insertion of the R-gene into the plant genome, and thus ensure recombinase expression only transiently, during the early stages of transformation. We describe below a method for co-introduction of mRNA coding for R-recombinase together with a target *RS* -containing cryptic luciferase DNA construct, resulting in transient recombinase activity that activates luciferase gene expression.

C. Materials and Methods:**1. Plant materials:****Maize cells:**

Suspension cultures of maize (*Zea mays* L.) were initiated from cryopreserved embryogenic type II callus selected from immature embryos of an elite line related to B73. Cryopreserved calli (DiMaio and Shillito, 1992) were thawed rapidly and about 1 g was added to 50 ml N6 liquid medium (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Cultures were incubated at 25°C in the dark on an orbital shaker at 150 rpm. Suspension cultures were subcultured every 7 days by transferring 2 ml packed cell volume into 50 ml 2N63S liquid medium.

Aliquots containing 200 mg of cells were spread evenly onto sterile durapore filters and placed on medium 2N6 supplemented with 12% sucrose as osmoticum. Plated cells were kept at room temperature for 4 hours prior to bombardment and up to 24 hours post-bombardment.

Tobacco cells:

The *Nicotiana tabacum* cell line NT-1 (An, 1985) was grown in Murashige and Skoog medium (Murashige & Skoog, 1962) supplemented with 2 mg/l of 2,4-D and sucrose (30g/l). Cells were subcultured once per week by adding 5 ml of inoculum to 100 ml of fresh medium in 500-ml flasks. The flasks were incubated at 27°C on a rotary shaker at 125 rpm. Aliquots of 0.5 ml of cells four days after subculture were spread onto sterile filters (Whatman No. 4). Filters were then transferred onto MS medium supplemented with 12% sucrose and kept at room temperature for 4 hours prior to bombardment and up to 24 hours post-bombardment.

2. Plasmids

T7LUCA50 template (Fig. 4A) for *in vitro* transcription of firefly luciferase mRNA was constructed by first joining luc to a T7 promoter, then inserting the T7/luc fragment into a pUC18 derivative with a polyA insert. To join the T7 promoter to *luc* coding region, the T7 promoter was excised from pET3 (Rosenberg et al., 1987) as a BgIII fragment and cloned into the BamHI site of pUC19 to form pAT 26. The sequence from +9 to +26 was replaced by a BamHI site by a PCR-mediated deletion to form pAT27. The 35S-leader-luciferase

fragment excised from pCIB1711 (Fig. 4C, see below) as a BamHI/Asp718 fragment was introduced into pAT27 to form T7Luc. The T7/luc insert from this plasmid was moved to pUC18A50X as an XbaI/Asp718 fragment. pUC18A50X is a pUC18 derivative containing an oligonucleotide pair with 50 A-residues flanked by Asp718 (5') and HindIII (3') overhangs, whose EcoRI site was converted to an XbaI site with a synthetic oligonucleotide.

pT7RecA50 (Fig. 4B) is a pUC18A50X derivative containing the T7 promoter, 35S leader and recombinase coding region in addition to its polyA-encoding region. The 35S leader/Recombinase fragment from pRec (see below) was excised as a BamHI/Asp718 fragment and ligated into pAT27 to form pT7Rec. the XbaI/KpnI fragment from pT7Rec was next inserted into pUC18A50X to form pT7RecA50.

pCIB1711 (Fig. 4C) is a derivative of pCIB710 (Rothstein et al, 1987) into which the luciferase coding region from pJD204 (de Wet et al., 1987) was introduced as a HindIII-BamHI fragment into the BamHI site of the vector with a BamHI/PstI/HindIII oligo adapter at the 5' end to form pCIB1701. The 35S promoter/leader of the resulting plasmid was tailored to position the BamHI site exactly at the start of transcription by substituting its EcoRV-BamHI fragment with that of pDO435 (Ow et al., 1986) to form pCIB1700. The hybrid 35S leader (50 bp) / luciferase leader (22bp) from pCIB1700 was removed at the PstI site through NarI in the luc gene, and replaced by a synthetic oligonucleotide corresponding to the 58 bp 35S leader and the start of the luc ORF (see Carozzi et al., in preparation, for details of this construction).

pRec (Fig. 4D) is a derivative of pCIB1711 that retains the 35S promoter, leader and terminator sequences and has the luciferase coding region replaced by the recombinase coding region. To achieve this, the 5' end of the recombinase gene from pGAHR (Onouchi et al., 1991) was cloned as a BamHI/BglII fragment into the corresponding sites of pSP72 (Promega), and the DNA between vector XbaI and insert PstI sites was replaced with an oligonucleotide: 5' -TCGAGTTGCCATGCAG-3' (SEQ ID NO: 9), such that the start codon of recombinase (underlined) was converted to an SphI site. The pCIB1711 vector was likewise modified to place an SphI site at the end of the 35S-leader as follows: The PstI/EcoRI fragment containing the 35S promoter/leader was subcloned into pSGpoly11 vector to make its BamHI site unique. After digestion with BamHI/XbaI, a linker containing

an SphI site was introduced: 5' -GATCGCAGCATGC (CTAG) -3' (SEQ ID NO: 10; portion in parentheses indicates sequence on the complementary strand of the oligonucleotide.) The resulting modified PstI/EcoRI fragment was restored to the pCIB1711 backbone by 3-way ligation. The recombinase gene was subsequently introduced in place of the luc gene in two successive ligations because of the internal SphI site.

p1RSLuc (Fig. 4E) is a derivative of pCIB1711 in which the 31-bp RS site has been introduced between the 35S-promoter and the 35S leader of the luciferase gene. The promoter fragment between HindIII and PstI sites was first subcloned into pSGpoly7 to form pSG35S, and into the unique BamHI site an oligo pair corresponding to the following sequence with RS (bold) and a HindIII site (underlined) was ligated:

5' -GATCAAGCTTTGATGAAAGAATACGTTATTCTTCATCAA(GATC) -3' (SEQ ID NO: 11)

A clone whose inserted oligo was determined by sequencing to be clockwise as shown above was chosen, and its RS-containing XbaI/PstI subfragment was restored to the backbone of pCIB1711 by 3-way ligation to form p1RSLuc.

p2RSLuc (Fig. 4F) is a derivative of pCIB1711 in which synthetic RS sites have been introduced on both sides of the 35S promoter in opposite orientation, and in which the entire 35S promoter is reversed with respect to the remainder of the luc gene. The 35S-promoter subclone pSG35S described above was digested with HindIII/XbaI and an oligo pair corresponding to the following sequence with RS (bold) and a PstI site (underlined) was introduced:

5' -AGCTACTGCAGTTGATGAAAGAATACGTTATTCTTCATCAA(CTAG) -3' (SEQ ID NO: 12)

The resulting clone was digested with BamHI, and a second copy of RS was introduced by ligating in the oligo pair described in the previous paragraph. A clone was chosen in which the orientation of the second RS site was opposite to that of the first one (i.e. 5' -GATCAAGCTTTGATGAAAG-AATACGTTATTCTTCATCAA(GATC) -3' (SEQ ID NO: 13) was in counterclock-wise orientation). The orientation of the palindromic RS sequence is defined by the underlined central asymmetrical trinucleotide CGT (or ACG on the other strand). From the resulting 2RS promoter clone, a HindIII/PstI fragment was

excised and restored to the pCIB1711 backbone by 2-way ligation, reversing the orientation of the 35S-promoter fragment, to form p2RSLuc.

3. mRNA synthesis:

The T7lucA50 and T7RecA50 plasmids (Fig. 4A and 4B) were linearized with HindIII, which cuts immediately downstream of the poly(A) stretch. Linearized DNA was phenol/chloroform extracted and then ethanol precipitated. *In vitro* transcription of linearized DNA was carried out using the T7 polymerase from the T7 Cap-Scribe kit containing [$m^7G(5')ppp(5')$] (Boehringer). For some experiments, the transcription product was immediately treated with RNase free DNase (0.03 u/ml Worthington Biochemical) in the presence of rRNasin (1 u/ml, Promega) for 5 min, 37°, and finally phenol/chloroform extracted and ethanol precipitated. The integrity and concentration of mRNA were determined by agarose gel electrophoresis.

4. Sterilization of biolistic supplies:

Gold particles (1.0 μ m - Biorad, 0.3 μ m - Heraeus) were sterilized by placing 60 mg particles in 100% ethanol and 0.1% DEPC. Particles were rinsed 3 times with RNase-free water and then resuspended in 1ml RNAse-free water or 1ml RNAse-free 50% glycerol solution. Aliquots of 50 μ l prepared particles were used for 6 shots. Macrocarriers were submerged in 100% ethanol and 0.1% DEPC, then rinsed 3 times in 100% ethanol and air dried. Stopping screens were autoclaved.

5. Nucleic acid precipitation:

DNA was precipitated onto a 50 μ l suspension of gold particles (60mg/ml) following the instructions of BioRad. mRNA was precipitated onto a 50 μ l suspension of gold particles under various conditions indicated in the text. All precipitation reagents were RNase free and were added to gold particle suspension during continuous vortexing at 4°C. After all reagents were added, vortexing was continued for 3 minutes, after which the particles were sedimented by brief microcentrifugation (1 min). The supernatant was removed and the particles were washed once with cold 100% ethanol, and resuspended in 60 μ l 100% ethanol. This mixture was vortexed, and 10 μ l aliquots were pipetted onto a macrocarrier disk and allowed to air dry in a laminar flow hood.

6. Microprojectile delivery to plant cells

Microprojectiles were delivered to plant cells by a particle accelerator (PDS-1000/He device) using 1100 - 1550 psi rupture disks with the sample positioned 5.5 cm from the launch assembly. A 100 μ m mesh stainless steel screen was placed halfway between the stopping plate and the tissue. Target plates were bombarded 1 time (tobacco cells) or 2 times (maize cells).

7. Luciferase assays:

Luciferase was assayed in tissue extracts with the luciferase assay system of Promega according to the recommendation of the supplier. Luciferase activity is expressed as light units detected by an Analytical Luminescence model 2001 Luminometer integrated over 10s at 25°C. For calculation of specific activity, protein concentration was determined using the Bio-Rad protein assay kit.

D. Results

1. Precipitation of intact mRNA onto gold particles

In order to optimize mRNA delivery and subsequent expression, several methods of precipitating mRNA onto gold particles were tested and the condition and recovery of mRNA in precipitate and supernate were analyzed by electrophoresis on agarose gels. Fractions were designated "supernatant" (pipetted directly from the initial precipitation reaction), "gold" (gold particles suspended in water after mRNA precipitation) and "water eluate" (the supernatant after mRNA-coated gold particles suspended in water were centrifuged). The water eluate was examined to determine how readily the precipitated mRNA might redissolve after delivery to the plant cell.

When subjected to the DuPont DNA precipitation method of 1.0M CaCl₂ and 16mM spermidine, mRNA was severely degraded (data not shown). Spermidine free base is likely to cause alkaline hydrolysis of RNA. Accordingly, various concentrations of CaCl₂ (1.0M, 0.3M and 0.07M) without spermidine were tested for precipitation of mRNA onto gold particles. 1.0M CaCl₂ gave superior results and overnight incubation of gold particles with RNA in 1.0M CaCl₂ at -20° was found to improve efficiency to 90-100%. The mRNA dissolved off the particles into the water eluate more readily after two ethanol washes than after only one, presumably because of CaCl₂ removal.

2. Transient expression of luciferase mRNA after biolistic delivery

To determine whether mRNA precipitated onto gold particles in this manner survives the biolistic delivery process and can function transiently in plant cells, *in vitro* synthesized luciferase mRNA was delivered to plant cells. The CaMV35S leader sequence and a poly (A) tail with 50 adenylate residues were incorporated into the T7LucA50 template construct in an effort to enhance luciferase expression in plant cells. Capped luciferase mRNA was precipitated onto gold particles with 1.0M CaCl₂ and incubated overnight at -20°C, and particles were bombarded into maize and tobacco suspension cells. Luciferase assays were performed at 2, 6 and 24 hours after delivery. Results are shown in Table 3 below. By 2 hours, significant luciferase activity was detected. Activity increased by 6 hours, but decreased by 24 hours. In contrast, transient expression of the DNA plasmid containing the 35S-luciferase gene (pCIB1711), precipitated onto gold particles by the BioRad DNA regimen, was highest at 24 hours.

Table 3: Demonstration of luciferase activity in tobacco cells and maize cells after bombardment with luciferase RNA. Results of luciferase activity measurements (Light Units/µg protein) 2 hrs, 6 hrs, and 24 hrs after bombardment are shown.

	Description	Tobacco		Maize
Luciferase RNA	RNA	Time		
		2 hrs	980	2100
		6 hrs	5300	2400
pCIB1711 DNA	luciferase DNA	24 hrs	700	400
T7- LucA50 DNA	template alone	2 hrs	78 500	1 000
		6 hrs	198 000	6 900
		24 hrs	1 034 600	14 800
No RNA-DNA		6 hrs	30	300
		24 hrs	0	100

3. Demonstration that the R/RS recombinase system functions in maize: an inverted promoter is flipped to turn on luciferase transient expression

In order to test whether the site-specific recombinase system R/RS, from *Z. rouxi*, would function in maize as it has been reported to function in tobacco (Onouchi et al., 1991), a double transient expression assay was used in which R-recombinase, transiently expressed in maize cells, is required to flip a promoter in order to turn on transient expression of a codelivered cryptic luciferase gene. As a positive control, the double transient assay was tested in tobacco cells. By microprojectile bombardment, the pRec plasmid (Fig. 4D) containing a 35S-recombinase gene was codelivered to maize cells with the cryptic luciferase plasmid, p2RSLuc (Fig. 4F). Flipping the promoter of p2RS would leave a copy of *RS* (31 bp) between promoter and *luc* gene whose impact on *luc* expression was unknown. We therefore also constructed a positive control plasmid, p1RSLuc was therefore also constructed (Fig. 4E), to simulate the expected product of p2RSLuc inverted by recombinase. p1RSLuc contains the CaMV35S promoter correctly oriented but separated by a single *RS* site from the leader and the luciferase coding sequence. p1RSLuc was found to be expressed at a level similar to that of pCIB1711 in both tobacco and maize (data not shown); thus the *RS* "footprint" in the gene has only a minor effect on *luc* expression.

A mixture of plasmids p2RSLuc and pRec, as well as control plasmids p2RSLuc alone, p1RSLuc and p1RSLuc plus pRec, were precipitated onto gold particles by the BioRad protocol and bombarded into tobacco and maize cells (Table 4). While R-recombinase turned on the *luc* gene in tobacco with at least 4% efficiency by 24 hours (26,000 vs. 597,000 light units / μ g protein) the process appeared far less efficient in maize with only 0.27% efficiency (53 vs. 20,000 light units / μ g protein). The very low activity detected in maize was indeed found to be significant and reproducible. The feature limiting recombinase activity in maize in this experiment might be nuclear (slow transcription, false splice sites, failure of mRNA to exit the nucleus) or cytoplasmic events (translational stalling, rare codon usage, mRNA instability, etc.). If the problem were nuclear, we anticipated that it could be circumvented by biolistic delivery of recombinase mRNA, which presumably would introduce the transcript directly into the cytoplasm.

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Table 4: Recombinase activity in tobacco and maize cells after bombardment. Results of the mean and the standard deviation of the luciferase activity (Light Units/ μ g protein) from 6 replicates of tobacco cells and 3 replicates of maize cells.

	Tobacco	Maize
no DNA	16	<1
p2RSIuc	$1\ 300 \pm 2300$	4 ± 1
p2RS + pRec	$26\ 100 \pm 2600$	53 ± 4
p1RSIuc	$852\ 000 \pm 91\ 000$	$15\ 700 \pm 4100$
p1RSIuc + pRec	$597\ 000 \pm 122\ 000$	$20\ 700 \pm 2600$

The target site for the *Z. rouxii* recombinase has previously been narrowed to a 58 bp region (Matsuzaki et al., Molecular and Cellular Biology 8, 955-962 (1988)) including the 31 bp palindromic sequence employed here. Our results show that the 31 bp palindrome is sufficient to allow R-gene-mediated flipping of the promoter of our cryptic luciferase construct. Thus this abbreviated *RS* sequence is sufficient for site-specific recombination in both tobacco and maize.

4. Transient expression of luciferase DNA via recombinase mRNA activity

Recombinase mRNA was co-precipitated with p2RSIuc DNA onto gold particles under conditions favoring RNA recovery: 1.0M CaCl_2 and incubation overnight at -20°C. The particles were bombarded into maize cells and luciferase activities were measured 2 and 24 hours later. Results are shown in Table 5 below. Luciferase expression was negligible at 2 hours post-bombardment. By 24 hours, luciferase expression was evident for both the mRNA recombinase treatment and 35S-recombinase DNA acting on the 2RS cryptic luciferase plasmid. The inversion reaction as it approaches equilibrium reaches a steady-state with 50% "on" and 50% "off" orientations of the promoter. The maximum level of

luciferase expression expected would thus be 50% that of p1RSLuc activity. The mRNA-driven flipping achieved the surprisingly high efficiency of 67% of that theoretical maximum. The efficiency of the DNA-driven inversion was also improved significantly, however, the extremely low level of p1RSLuc expression indicated that the precipitation method developed for mRNA was very inefficient for DNA. Therefore further precipitation conditions were tested to seek an optimal compromise effective for both DNA and RNA.

Table 5: Demonstration of recombinase RNA activity in maize cells. The luciferase activity is expressed as light units per μ g of protein and was measured 2 hours and 24 hours after bombardment.

	Description	2 hours	24 hours
p2RSluc	target alone	5.3	6.4
p2RSluc + T7-RecA50	target + template alone	4.5	7.8
p2RSluc + Rec RNA	target + rec RNA	6.7	34.8
p2RSluc + Rec DNA	target + rec DNA	5.0	15.6
p1RSluc	positive control	37.4	89.6

5. Efficient co-precipitation of mRNA and DNA onto gold particles

In an effort to improve the efficiency of DNA co-delivery with mRNA, we re-examined using spermidine in the precipitation mix, but included the addition of Tris buffer to lower the pH and possibly avoid RNA degradation. In the presence of 50mM Tris buffer at pH 7.5, DNA and mRNA were co-precipitated onto particles using 1.0M CaCl_2 and 2, 4, 10 or 16mM spermidine. The efficiency of nucleic acid precipitation was examined by agarose gel electrophoresis as described above. Intact DNA and mRNA were precipitated efficiently onto particles at all spermidine concentrations (data not shown). The lowest concentration allowed more DNA and mRNA to re-dissolve off the particles into water, a possible advantage for transient expression and stable transformation.

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In a final refinement, we varied the concentration of Tris buffer and tested for efficacy by the criterion of biological activity: Luc mRNA was precipitated using 2mM spermidine with 5mM (treatment A) or 50mM (treatment B) Tris buffer pH 7.5 and was bombarded into maize cells. At 5 hours after bombardment, transient expression levels were 1,091 and 8,000 Light Units/µg protein for treatments A and B, respectively. The higher mRNA activity achieved using 50mM Tris represents a 3--4 fold improvement over previous precipitation conditions of 1.0M CaCl₂ and overnight incubation at -20°C (Table 1).

Treatments A and B were used to precipitate recombinase mRNA with p2RSLuc DNA which was bombarded into maize and tobacco cells. Luciferase activity was measured at 24 hours, with results shown in Table 6 below. DNA expression improved using both 5mM and 50mM Tris, but the levels did not approach those achieved using the BioRad precipitation procedure (Table 4). Conditions which favor mRNA expression, 50mM Tris, gave the highest efficiencies of recombinase activity at 18.9% and 9.4% for maize and tobacco, respectively. Although the recombinase efficiency is lower than that seen in Table 5, the higher level of DNA expression is important for achieving stable transformation. We conclude that a low concentration of spermidine, buffered with Tris, could be used with RNA and improved DNA expression.

Table 6: Recombinase mRNA expression in tobacco and maize cells. mRNA (4 µg/6 shots), p2RSLuc DNA (2 µg/6 shots) and p1RSLucDNA (2 µg/6 shots) were bombarded into tobacco and maize cells. mRNA synthetized from the β-glucuronidase gene was used in control experiments. Luciferase activity expressed as light Units/ µg protein, was measured 24 hours post-bombardment.

	Tobacco		Maize	
	5 mM	50 mM	5 mM	50 mM
p2RSLuc + Rec mRNA	139 ± 2.8	311 ± 18	19 ± 1.7	20 ± 0.07
p2RSLuc + mRNA	57 ± 10	34 ± 2	3.5 ± 0.2	3.8 ± 0.9
p1RSLuc + mRNA	16683 ± 1460	6644 ± 1565	426 ± 5	211 ± 40

E. Discussion

We report here a method for co-delivery of mRNA and DNA via particle bombardment which enables transient action of the mRNA-encoded protein on the DNA molecule. Co-delivery of mRNA and DNA allows for the introduction of trans-acting functions into the cell without the possibility of permanent expression resulting from stable transformation. The mRNA-encoded recombinase is only active transiently during a brief period at the time of delivery. This approach can be used for site-specific introduction of donor DNA into an *RS* site in the plant genome without the complication of recombinase expression in the resulting plant.

Both the agarose gel and luciferase expression studies indicate that conditions which favor DNA delivery are not optimal for mRNA and vice versa. By choosing different precipitation conditions, one can favor either of the two to achieve optimal levels of rearranged DNA in the target plant cell. Electrophoretic analysis of the nucleic acid on the gold particles after precipitation proved an elegant means of qualitatively and quantitatively assessing the efficiency of different precipitation conditions. This approach can be used to explore further refinements of nucleic acid delivery conditions via particle bombardment. The final diagnostic, however, must be biological activity since gel electrophoresis can only detect gross damage.

The mRNA molecules introduced exogenously in this study were designed with three features known to play a role in efficient transcript expression. A cap was added at the 5' terminus to act as the recognition site for binding the eukaryotic initiation factor, an early and essential step in translation. A poly (A) tail of 50 adenylate residues was synthesized onto the 3' terminus during *in vitro* transcription since non-adenylated mRNA's translate ca. 100- to 200-fold less efficiently than their adenylated counterparts in electroporated tobacco, carrot, maize and rice protoplasts (Gallie et al., 1989 Plant cell). Efficiency of a polyadenylated mRNA has also been shown to be enhanced by an order of magnitude in the presence of the 5' cap (Gallie, 1991). The untranslated leader sequence of CaMV35S was included and has been shown to enhance expression in both tobacco and in maize (Gallie et al., 1989 Plant cell; Dowson Day et al., 1993).

Direct delivery of mRNA to plant cells provides advantages to the study of cell functions. mRNA stability and translational efficiency can be examined *in vivo* independent of transcriptional factors, processing and transport to the cytoplasm. Electroporation (Higgs & Colbert, 1993) and polyethylene glycol (Gallie, 1993 Plant cell reports) have proven to be useful and efficient methods of introducing mRNA to plant protoplasts. However, these methods of delivery are limited to protoplasts, whereas biolistic delivery is widely applicable

to many kinds of plant cells and organs. Proteins that might be disadvantageous or too deleterious when stably expressed in a transgenic plant can be expressed transiently from mRNA delivered by biolistics. Recombinase expression in the R/RS plant, for example, could lead to mosaic patterns of excision, just as genetic crosses performed between recombinase gene-containing plants and target site-containing plants often led to chimeric recombination activity and mosaic expression in F1 plants (Russell et al., 1992, Onouchi et al., 1995).

For production of successively improved transgenic constructs in a crop plant, the R/RS system can be used to substitute the new gene(s) in the exact position of the old. Thus a first transgenic cassette and its selectable marker (flanked by RS sites) can be replaced by a second one with a different selectable marker. In turn the second can eventually be replaced by a third, using the first selectable marker once more. This approach would reduce the number of selectable markers needed and would avoid position effect variation on the transgenic cassette.

The use of site-specific recombination systems in plants offers the potential for greater control of transgene insertion and expression. Recombinase systems have enabled insertion at a predetermined location in a genome and may circumvent so-called "position effects" (Fukushige & Sauer, 1992; Lakso et al., 1992; O'Gorman et al., 1991). Recombinase mediated deletion and inversion events of transgenes have allowed control of gene expression and removal of selectable marker genes (for review, see Odell & Russell, 1994). Introduction of recombinase activity in the form of mRNA can expand this use by forcing the occurrence of recombination events early in the transformation process, reducing the risk of mosaicism. In addition, mRNA delivery should provide a greater degree of flexibility in designing site-specific integration schemes that avoid introduction of recombinase genetic information into the genome.

EXAMPLE 4: Co-Bombardment of mRNA Encoding Integration-Promoting Proteins VirD1 and VirD2 with DNA into Tobacco and Maize Cells

As indicated in the Detailed Description of the Invention, integration-promoting proteins delivered to the eukaryotic cell targeted for transformation via a translatable RNA are expected to be produced for a finite period of time until the translatable RNA is degraded.

The protein produced from this RNA is expected to remain in the plant cell for a finite period of time before it too is degraded through normal cellular processes. Thus delivery of integration-promoting proteins in the form of translatable RNA represents a way of delivering such proteins transiently. Transient delivery of these proteins may be preferred in those situations where the continued presence of such proteins may have undesirable effects. The following example describes such an approach for delivering VirD1 and VirD2 proteins to plant cells together with a DNA fragment bounded by T-DNA borders. The results reported indicate that these Vir proteins were produced and conferred their associated integration-promoting activity upon the DNA fragment.

Plant materials used:**Maize cells:**

Suspension cultures of maize (*Zea mays* L.) initiated from cryopreserved embryogenic type II callus selected from immature embryos of an elite line (2717) related to B73 were grown N6 liquid medium (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Cultures were incubated at 25°C in the dark on an orbital shaker at 150 rpm. Suspension cultures were subcultured every 7 days by transferring 1 ml packed cell volume into 50 ml fresh 2N63S liquid medium. Maize cell suspensions used for bombardment experiments were taken from 3 day-old rapidly growing cultures. Before bombarding, approximately 0.5 ml of packed volume cells was vacuum filtered onto 7-cm filters (Whatman, N°4).

Tobacco cells:

The *Nicotiana tabacum* cell line NT-1 was grown in Murashige and Skoog medium supplemented with 2 mg/l of 2,4-D and sucrose (30g/l). Cells were subcultured once per week by adding 5 ml of inoculum to 100 ml of fresh medium in 500-ml flasks. The flasks were incubated at 27°C on a rotary shaker at 125 rpm. Aliquots of 0.5 ml from cells four days after subculture were spread onto sterile filter (Whatman No. 4). Filters were then transferred onto MS medium.

Plasmid construction:**1- Construction of a vector containing the T7 promoter and the poly A tail:**

A polylinker (SphI-EcoRI-NheI-ClaI-BglII-Asp718-HindIII-Xhol-Hind*III, inactivating the HindIII site) was inserted into the SphI-HindIII sites of pT7RecA50 (see Example 3). The oligo Asp718- A(50)-DraI-HindIII was then inserted into the corresponding sites giving rise to pT7-A50.

2- Construction of pT7D1A50:

The EcoRI-BglII fragment containing the virD1 coding region previously cloned into EcoRI-BamHI of pSG5 (from the EcoRI-BamHI fragment of p35SAdh1D1) was inserted into pT7-A50 digested with EcoRI and BglII.

3- Construction of pT7D2A50:

Two fragments, EcoRI-BamH1 (5'-terminus) and BamI-ClaI (3'-terminus), of the virD2 coding region were cloned into EcoRI-ClaI of pT7-A50. The 3'-terminus was first cloned as an BamHI-HaeIII fragment into BamHI-EcoRV of the pBluescript plasmid pSK in order to convert it to a BamHI-ClaI fragment.

mRNA synthesis:

The T7D1A50 and T7D2A50 plasmids were linearized with Xhol, which cuts immediately downstream of the poly(A) stretch. Linearized DNA was phenol/chloroform extracted and then ethanol precipitated. *In vitro* transcription of linearized DNA was carried out using the T7 polymerase from the T7 Cap-Scribe kit containing [$m^7G(5')ppp(5')$] (Boehringer). The integrity and concentration of mRNA encoding VirD1 and VirD2 were determined by agarose gel electrophoresis.

Sterilization of biolistic supplies:

Gold particles (0.3 μ m - Heraeus) were sterilized by placing 60 mg particles in 100% ethanol and 0.1% DEPC. Particles were rinsed 3 times with RNase-free water and then resuspended in 1ml RNase-free 50% glycerol solution. Aliquots of 50 μ l prepared particles were used for 6 shots. Macrocarriers were submerged in 100% ethanol and 0.1% DEPC, then rinsed 3 times in 100% ethanol and air dried. Stopping screens were autoclaved.

Nucleic acid precipitation:

DNA (1 μ g) and mRNA (about 8 μ g: 4 μ g virD1 and 4 μ g virD2 or 8 μ g non-specific mRNA for the control) were precipitated onto a 50 μ l suspension of gold particles (60mg/ml; 0.3 μ m) by adding successively 0.5 μ l Tris buffer (1M), 50 μ l CaCl₂ (2.5M) and 2.5 μ l 0.1 M spermidine. After all agents were added, vortexing was continued for 3 minutes, after which the particles were sedimented by brief microcentrifugation (1 min). The supernatant was removed and the particles were washed once with cold 100% ethanol, and resuspended in 60 μ l 100% ethanol. This mixture was vortexed, and 10 μ l aliquots were pipetted onto a macrocarrier disk and allowed to air dry in a laminar flow hood.

Microprojectile delivery into plant cells

Microprojectiles were delivered to plant cells by a particle accelerator (PDS-He1000; DuPont) using 1100 psi rupture disks with the sample positioned 5.5 cm from the launch assembly. A 100 μ m mesh stainless steel screen was placed halfway between the stopping plate and the tissue. Target plates were bombarded 2 times.

Luciferase assays:

Luciferase was assayed in tissue extracts with the luciferase assay system of Promega according to the recommendation of the supplier. Luciferase activity is expressed as light units detected by an Analytical Luminescence model 2001 Luminometer for 10s at 25°C. For calculation of specific activity, protein concentration was determined using the Bio-Rad protein assay kit.

Results:

Luciferase assays were performed 24-h after bombardment. mRNA of virD1 and virD2 were co-bombarded with p35SRBLuc that contains a right border sequence inserted between the 35S promoter and the luciferase coding sequence. In the control experiment, p35SRBLuc was bombarded with unspecific mRNA. Results of an initial experiment are displayed in Table 7 below. Results of a subsequent experiment are described in Example 8 and displayed in Table 14.

Table 7: Bombardment of plant cells with virD1 and virD2 mRNA. Numbers between parentheses indicate the molar ratio of plasmids to mRNA. pGUS was also co-bombarded in each experiment. Following incubation for 24 hrs, tissues were homogenized and enzyme activities determined. Activities are expressed as a ratio of luciferase (Luc) to β -glucuronidase (Glu). Independent bombardments were analyzed and data are presented as mean values of 3 repetitions plus or minus standard deviation.

	Tobacco		Maize	
	Mean	\pm SD	Mean	\pm SD
pRB(+)Luc	9.3	\pm 0.4	8.6	\pm 1.0
pRB(+)Luc + D1 mRNA	7.6	\pm 0.5	8.6	\pm 0.2
pRB(+)Luc+ D2 mRNA	8.4	\pm 0.1	8.3	\pm 0.1
pRB(+)Luc+ D1 mRNA+ D2 mRNA (1:1:1)	5.6	\pm 0.1	6.5	\pm 0.9
pRB(+)Luc+ D1 mRNA+ D2 mRNA(1:2:2)	4.3	\pm 0.2	4.7	\pm 0.4
pCIB1711	8.8	\pm 0.8	10.5	\pm 1.4
pCIB1711+ D1 mRNA+ D2 mRNA(1:1:1)	9.2	\pm 0.5	8.9	\pm 0.3
pCIB1711+ D1 mRNA+ D2 mRNA(1:2:2)	8.6	\pm 0.4	11.8	\pm 1.9

Conclusion:

Following co-delivery of virD1 mRNA and virD2 mRNA with pRB(+)Luc DNA, a 50% decrease in luciferase activity was observed in this experiment (Table 7). The two *virgenes* delivered as a mRNA to the plant cell appeared to have a synergistic effect. These observations strongly indicate that the decrease of luciferase activity seen was the result of a strand-specific nick at the right border sequence by the virD1 and VirD2 proteins.

EXAMPLE 5: T-Strand Integration in the Maize Genome Generated in *Planta***Abstract**

A novel plant transformation technique designated "agrolytic" herein was developed which allows the integration of the gene of interest only, with no vector sequence, as in T-DNA inserts, and to control the copy number. The approach is to use plant expression cassettes for virulence genes codelivered by the biolistic device with a vector containing T-DNA border sequences flanking a selectable marker. In the present study, the wheat dwarf virus (WDV) was chosen as a replicating vector to introduce plant-expressible virulence genes (*virD1*, *virD2* and *virE2*) and a selectable marker flanked by the left and right border sequences and into maize cells. It was found that *virD1* and *virD2* gene products can indeed cleave T-DNA border sequences *in planta* and produce T-DNA-type insertion events ("agrolytic" events) after biolistic delivery.

Introduction

Agrobacterium is widely used as a tool for genetic manipulation or engineering of plant cells by transformation. A particular region of its pathogenic plasmid, the T-DNA, is transferred and stably integrated into the plant genome. The T-DNA is delimited by direct-repeat sequences of 25-bp called border sequences (for review, see Zupan & Zambryski, 1995). Any DNA sequence located between T-borders can be transferred efficiently from *Agrobacterium* to the plant cells. However, T-DNA transfer and integration is limited by the host-range of the bacterium, allowing efficient transformation of most dicotyledonous, but of only few monocotyledonous plants (for review, Chilton, 1994).

To fill the gap arising from the limited host range of *Agrobacterium*, it is desirable to find efficient methods for genetic transformation of monocotyledons. One possible method consists of generating the T-complex *in planta* by providing to the plant cells all the tools necessary for the reconstruction of the complex. Those tools are: 1) the gene of interest flanked by border sequence, and 2) the virulence genes under the control of plant expression cassette. The *virD1* and *virD2* gene products are essential to the key-step of T-DNA processing (for review, see Zupan & Zambryski, 1995). *VirD2* is a strand-specific endonuclease, which when assisted by *VirD1* specifically recognizes border sequences. Upon cutting, *VirD2* remains covalently attached to the 5'end of the single strand DNA or T-strand. The T-strand is protected by a single strand binding protein *virE2*. The resulting

nucleoprotein complex is exported to the plant cell. VirD2 contains nuclear localization signals that pilots the T-strand into the nucleus of the plant cell. VirD2 may participate in the ligation of the 5'end of the T-strand to the plant genome (Tinland et al., 1995).

In the present study, the wheat dwarf virus (WDV; Ugaki et al., 1987) was chosen as a replicating vector in plants to study the formation of T-strands *in planta* and its integration into the plant genome. The purpose of using such a vector is that geminiviruses propagate in the plant cell nucleus in high copy numbers and allow high level of expression.

Materials and Methods

Plasmids (See Figure 5 for schematic representation)

pCIB1711 is a pUC derivative that contains the firefly luciferase gene driven by the cauliflower mosaic virus 35S (CaMV35S) promoter. It is described in Example 3.

pwiBarRBLuc was designed for stable transformation of maize suspension cells and contains a left border sequence, the *Ba* gene (Thompson et al., 1987) driven by the CaMV35S promoter and the luciferase gene with the right border sequence inserted between the promoter and the luciferase coding region. The *bargene* was excised from pCIB3064 (Koziel and al., 1993) as an HindIII-EcoRI fragment. The left border was excised from pBin19 as a BgIII-EcoRI fragment (Bevan, 1984).

virD1 and *virD2* genes from pTiA6 were first subcloned into expression vectors pMF6 (Callis et al., 1987), consisting of the CaMV35S promoter (0.5kb), the Adh1 first intron (0.5kb), and the nopaline synthase (nos) polyadenylation region (0.25 kb). The 0.6 kb EcoRI-PstI fragment from pAD1187 (Vogel and Das, 1992) and the 1.8 kb fragment from pAD1190 were cloned into pMF6 yielding p35SAdhD1 and p35SAdhD2 respectively. The XbaI-NotI fragment from p35SAdhD1 comprising the *virD1* gene under the control of the 35S promoter was subcloned into the NheI-NotI sites of a modified pwi-11. A polylinker (NheI-NotI-SpeI-KpnI-BgIII) was introduced into the unique BamHI-Sall sites of pwi-11 (Ugaki et al., 1987). The NotI fragment from p35SAdhD2 comprising the *virD2* coding sequence under the control of the 35S promoter was subcloned into the unique NotI site of pwi-11.

The *virE2* coding region was excised from pw108 that contains a 3 kb XhoI fragment of *Agrobacterium* Ti-plasmid pTiA6 (accession number X04784)(Winans al., 1987). The 687-bp SacI-SmaI fragment of pw108 was first cloned into the corresponding sites of pBluescript KS- (Stratagene, Inc) to give rise to pKS3'E2. The 924 bp HaeIII-SacI from pw108 was

combined with the SacI-PstI fragment from pKS3'E2 and an annealed pair of DNA oligonucleotides flanked by EcoRI-cohesive and blunt ends (5' -AATTCAATGGATCT-TTCTGGCAATGAGAAATCCAGG-3' ; SEQ ID NO: 14) and cloned into the EcoRI-PstI sites of pBluescript KS - to give rise to pKSE2. An Xhol-PstI fragment that covered the entire virE2 coding region was then subcloned into Xhol-PstI of pMF6 to give rise to p35SAdhE2. The NotI-XbaI fragment containing the 35S promoter, the Adh1 intron, the virE2 coding region and the Nos terminator was cloned into the NotI-NheI sites of pwi-11. pGUS is a pUC derivative containing the β -glucuronidase (GUS) coding sequence under the control of the CaMV35S promoter and the castor bean catalase gene intron (Ohta et al., 1990)

Maize suspension cells:

The suspension culture of *Zea Mays* cv Black Mexican Sweet (BMS) was maintained in N6 media (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Maize cell suspensions used for bombardment experiments were taken from 3 day-old rapidly growing cultures. Before bombarding, approximately 0.5 ml of packed volume cells was vacuum filtered onto 7-cm filters (Whatman, N°4). Plated cells were kept 4 hours at 25°C prior to bombardment on phytoagar-solidified 2N6 medium containing 120g/l of sucrose. For stable transformation, filters were transferred to 2N63S solidified-medium 24 hours after bombardment. Subsequent transfers of filters on fresh medium with increasing concentration of Basta were made at 8 days intervals until the majority of cells in the culture ceased to grow. This generally occurred after 4 to 6 weeks of selection on plates containing 8 to 10 mg/l of Basta. Independent calli developed on the filter were then transferred to phytoagar-solidified medium supplemented with Basta (10 mg/l). After two subcultures on the same medium, suspension cultures were initiated by inoculating about 100 mg of maize cells into 25 ml liquid medium supplemented with Basta (10 mg/l) for DNA isolation.

Bombardment of plant cells:

Tissues were bombarded with gold microprojectiles onto which was precipitated a mixture of plasmids. pGUS plasmid DNA was used as internal control in transient experiments. For cotransformation experiments, the gold particles carried either an equal mass of all plasmid DNAs (0.5 μ g of each plasmid DNA per target plate). For stable transformation

experiments, co-transformation mixtures contained a 1:1 or 2:1 molar ratio of plasmids carrying the virulence genes to *bar* selection plasmid. Each aliquot of plasmid mixture bombarded per target plate consisted of 0.4 µg of the selection marker and 0.4 µg or 0.8 µg each of pwi35SAdhD1 and pwiAdh35SD2 and/or pwiAdh35SE2 plasmid DNAs. Appropriate quantities of each DNA were mixed in a total volume of 10 µl and precipitated with 50 µl of 2.5 M CaCl₂ and 20 µl of 0.1 M spermidine-free base to effect precipitation onto 50 µl of 0.3 µm gold microcarriers (60 mg/ml). Microprojectile bombardment was performed with the PDS-1000 He biolistic device (DuPont) using 1100 psi rupture discs with the sample positioned 8 cm below the stopping screen shelf.

Transient expression assays:

Luciferase was assayed in tissue extracts according to the recommendation of the supplier (Luciferase assay system, Promega). β -glucuronidase activity was determined by a chemoluminescent assay with the GUS-Light kit (Tropix). Luciferase and β -glucuronidase activities are expressed as light units detected by an Analytical Luminescence model 2001 Luminometer integrated over 10 seconds at 25°C.

DNA extraction and Southern blot hybridization

Cell cultures were harvested by filtration 10 days after inoculation and frozen in liquid nitrogen. DNA was isolated as described (Hall et al., 1991).

Approximately 10 µg of genomic DNA was used for digestion with EcoRI. Following separation on a 0.7% agarose gel, the DNA was transferred to Amersham Hybond plus membrane and hybridization was performed according to the conditions described by the manufacturer (Amersham). DNA probes were labelled with [α -³²P]dCTP using the oligo labelling kit of Pharmacia. The Bar probe corresponded to a 0.5-kb BgIII fragment of the *Bar* gene. The luc probe corresponded to a 0.7 kb XbaI-EcoRI fragment of the luciferase gene. For removal of probes, membranes were stripped with a solution of 0.1% SDS at 100°C for 5 min.

Cloning of T-DNA/plant DNA junctions

DNA (30 µg) from transgenic maize calli was digested with EcoRI and subjected to preparative electrophoresis on a 0.8% agarose gel. Slices of agarose corresponding to the size of fragments to be cloned were cut out of the gel and DNA was extracted from agarose

with gene clean Kit. Fragments were then cloned into the dephosphorylated EcoRI site of pUC18. Ligation mixes were used to transform *E.coli* HB101 cells by electroporation. Colonies containing the plasmid with the correct insert were identified by colony filter hybridization, using a 0.5 kb Bar fragment as probe. DNA from positive clones were then digested with BamH1-EcoRI. BamHI has a site located at a distance of 3-bp from the right border sequence. The fragment was recloned into the corresponding sites of pUC18. Sequence of the junction of donor plasmid DNA with plant DNA was analyzed using the universal primer.

RESULTS

Transient expression assays to test for cleavage of the border sequence by *virD1* and *virD2* gene products *in planta*

In order to investigate whether *virD1* and *virD2* gene products can nick a T-DNA border sequence when expressed in plant cells, test plasmids pwiRBLuc and pRBLuc were assayed. They contained a substrate T-DNA border sequence between the promoter and the coding region of the luciferase gene. pRBLuc is a pUC derivative whereas pwi is a wheat dwarf virus (WDV)-derived vector that can replicate in maize cells and consists of the two complementary sense ORFs, C1 and C2 required for replication of the virus and the p15A origin of replication from *E.coli*. This vector does not contain ORF V1 and ORF V2 involved in the viral spread and symptom development (Ugaki et al., 1991). A site-specific nick introduced by *virD1* and *virD2* gene products would lead to a break in the DNA strand that is the template for the luciferase mRNA, and thus should decrease the production of luciferase transcript and enzyme. After co-bombardment of plant cells with pRBLuc or pwiRBLuc and plasmids carrying the *virD* genes under the control of the CaMV35S promoter, any nicking at the border sequence should be measurable quantitatively by assaying luciferase activity.

A high level of expression of the luciferase gene was attained in maize cells bombarded with pRBLuc DNA or with pwiRBLuc DNA. Co-delivery into maize cells of pwiD1 DNA and pwiD2 DNA with pRBLuc DNA or with pwiRBLuc DNA resulted in a 10-fold decrease of luciferase to GUS activity (Table 8). Codelivery of pwiD2 DNA with pwiRBLuc DNA also resulted in a 10-fold decrease of luciferase to GUS activity. This result can be explained by

the fact that WDV has a genome composed of one circular single-stranded DNA. They multiply in the nucleus of infected cells via a double-stranded intermediate that is subsequently used as template for rolling circle replication of the viral-strand DNA (Saunders et al., 1991; Stenger et al., 1991). VirD2 has been shown to cleave *in vitro* single-stranded oligonucleotide (Pansegrouw et al., 1993; Jasper et al., 1994). Thus VirD1 is not required for cleavage of ssDNA form of the geminivirus.

Analysis of Stable transformants

Stable transformation of maize suspension cells was undertaken to assess the activity of *viD1* and *viD2* gene products on the pattern of DNA integration after co-delivery of these genes with their substrate DNA by the biolistic device. For these experiments we used pwiBarRBLuc and pBarRBLuc, which contain a left T-DNA border, the Bar as selectable marker, and the 35SRBLuc gene with the right T-DNA border inserted between promoter and luciferase coding region. The screen for virD-mediated integration events was absence of luciferase activity in the transformed clone, arising from exclusion of the Luc coding region by T-DNA excision from pBarRBLuc or from pwiBarLuc. Such events that would result after the activity of the *vir* gene products on border sequences, generating a T-strand, were designated "agroscopic events". In contrast, "biolistic events" were inserts in the maize genome representing the process normally occurring after gene delivery into plant cells by the biolistic device.

Maize suspension cells were bombarded with microprojectiles coated with pBarRBLuc or pwiBarRBLuc plasmid DNAs together with pwiD1 and pwiD2 DNA in a ratio 1:1:1 or 1:2:2. As controls, pwiBarRBLuc and pBarRBLuc plasmids were also bombarded alone. Stable transformants were selected by growth on Basta-containing medium. An average of 8 to 10 Basta-resistant clones appeared per filter 3-4 weeks after bombardment, but only a subset were further analyzed from each plate. When p35AdhE2 plasmid DNA was co-delivered with the other virulence genes, a slightly higher number of calli were recovered per filter (12-15). A rough estimate of the frequency of agroscopic events could be made by the ratio of the total number of Basta-resistant calli analyzed that do not express luciferase to total Basta calli. By this criterion, the frequency of agroscopic events was about 20% when pBarRBLuc was co-delivered with pwi35SAdhD1 and pwi35SAdhD2 plasmid DNAs. The frequency increased to about 40% when the target plasmid used was pwiBarRBLuc. This frequency increased to about 50% when pwi35SAdhE2 was also co-delivered with the plasmids described above.

Southern analysis

At the molecular level, the inserts representing an agrolytic event should hybridize with the Bar probe and not with the luc probe. Moreover, in an agrolytic event, the sequence of the junction between introduced DNA and plant DNA should correspond precisely to the right border end of a T-strand. Both types of events may occur in the same plant cell, but such clones would be scored genetically as biolistic events based on the presence of luciferase activity. Both biolistic and putative agrolytic events were investigated by southern hybridization to measure the frequency of each type of insertion.

Southern blot hybridization was performed on DNA from basta-resistant callus lines obtained after bombardment with (i) pwiBarRBLuc DNA, (ii) pwiBarRBLuc, pwiD1 and pwiD2 DNAs, (iii) pwiBarRBLuc, pwiD1, pwiD2 and pwiE2 DNAs, (iv) pBarRBLuc DNA and (v) pBarRBLuc, pwiD1, pwiD2 DNAs.

Analysis of blots revealed 3 groups of transgenic callus lines as summarized in Table 9: (i) callus lines hybridizing with both the bar and the neo probe; (ii) callus lines in which some inserts hybridized with only the bar probe and some inserts hybridized with both probes; (iii) callus lines with inserts hybridizing only with the bar probe. The first group of calli probably did not contain agrolytic events. The second group of calli probably contained two types of events: agrolytic events and biolistic events. The third group of calli exhibited only putative agrolytic events. For instance, among 10 transgenic maize lines analyzed from the pwiBarRBLuc, pwiD1 and pwiD2 transformation experiment, 3 contained biolistic events, 6 contained putative agrolytic events and 1 had both. The hybridization patterns of the separate lines were unique showing that the callus lines were independent transformation events.

Molecular analysis of putative agrolytic events:

The nature of putative agrolytic events was verified by determining the sequence of the junction between integrated DNA and plant DNA. The nucleotide sequence revealed that each of these fragments contained a right border/plant DNA junction. The right end point of the inserted fragment was identical to the nicking site of the right border sequence of the T-DNA, as expected for an agrolytic event.

Table 8: Activity of *viD1* and *viD2* in maize cells.

Plasmids	Mean	± SD
pwi35SRBLuc	15.0	± 1.2
pwi35SRBLuc + pwi35SAdhD1 (1:1)	8.1	± 1.1
pwi35SRBLuc + pwi35SAdhD2 (1:1)	0.7	± 0.3
pwi35SRBLuc + pwi35SAdhD1 + pwi35SAdhD2 (1:1:1)	0.2	± 0.1
p35SRBLuc	17.6	± 1.2
p35SRBLuc + pwi35SAdhD1 + pwi35SAdhD2 (1:1:1)	0.8	± 0.1
p35SRBLuc + p35SAdhD1 + p35SAdhD2 (1:1:1)	1.0	± 0.2
no DNA	0.2	

DNA was delivered to maize cells by the biolistic device. Numbers between brackets indicate the ratio of plasmids. Following incubation for 24 hrs, tissues were homogenized and enzyme activities determined. A plasmid expressing the β -glucuronidase (GUS), pGUS, was included in each bombardment as a control for the efficiency of DNA transfer and the activity of the reporter gene is expressed as a ratio of the luciferase to GUS activity. Independent bombardments were analyzed and data are presented as mean values of 3 repetitions plus or minus standard deviation.

Table 9: Analysis of basta-resistant calli recovered from bombardment of BMS cells with the target plasmid alone and/or with *vir* genes.

Plasmids	callus	luciferase	Southern	type of event
		act.		
pwiBarRBLuc (0.2 µg)	16	15 Luc (+) 1 Luc (-)	5	5 B
pwiBarRBLuc + pwiD1 +pwiD2 (0.4 µg +0.4 µg + 0.4 µg)	19	10 Luc (-) 9 Luc (+)	10 9	3 B, 6 A, 1 A+B 8 B, 1 B+A
pwiBarRBLuc+ pwiD1 +pwiD2 (0.4 µg +0.8 µg + 0.8 µg)	11	8 Luc (-) 3 Luc (+)	4 1	1B, 2 A, 1 B+A 1 B
pwiBarRBLuc+ pwiD1 +pwiD2+ pwiE2 (0.4 µg +0.4 µg + 0.4 µg + 0.4 µg)	21	10 Luc (-) 11 Luc (+)	4 5	1B, 2 A 5 B
pBarRBLuc (0.4 µg)	10	9 Luc (+)	2	2 B
pBarRBLuc+ pwiD1 +pwiD2 (0.4 µg +0.4 µg + 0.4 µg)	38	7 Luc (-) 31 Luc (+)	4 5	4 B 4 B, 1 B+A

Numbers between brackets indicate the concentration of DNA used for transformation experiments.

B= biolistic event; A= putative agrolytic event; Southern= number of callus analyzed by southern; Callus= number of callus analyzed for the luciferase activity

EXAMPLE 6: Expression of VirD1 and VirD2 form a Single Promoter in Maize and Tobacco Cells

To achieve expression of bacterial genes in plant cells, the individual coding regions of the bacterial genes must be fused to separate plant promoters because prokaryotic promoters will not allow transcription in plant cells. While it is feasible to fuse each gene to a separate promoter, it could present several difficulties: for instance, silencing if the same promoter is used for the different genes. The strategy demonstrated in this example is to link in tandem two genes to only one plant promoter. This polygenic message contains the two coding sequences of *virD1* and *virD2* that belong to the *virD* operon of Agrobacterium.

These two polypeptides encoded by the 5' half of the *virD* operon play a key role in the initiation of DNA processing for T-DNA transfer from Agrobacterium to plant cells. *VirD2* is a strand-specific endonuclease which assisted by *VirD1* cleave the T-DNA border sequences between the third and fourth bases. *VirD2* remains covalently attached to the 5'end of the T-DNA and is believed to pilot the T-DNA into the plant cells and to participate in the ligation of the 5'end of the T-DNA into the plant genome. These two proteins have been shown to be functional in plant cells when hooked to a plant promoter.

In this example, an expression unit composed of *virD1* and *virD2* genes driven by a single plant promoter was engineered which demonstrated functional expression *in planta*. The individual genes were linked either as transcriptional fusion or as translational fusions and were shown in the latter case to retain their enzymatic activities in plant cells.

Materials and Methods**Construction of D1-D2 or D2-D1 fusions:**

Two types of fusion were constructed:

1) Transcriptional fusion:

The sequence of *virD1* and *virD2* coding region with the small interspace (33 nt) present between *virD1* and *virD2* coding region was used. The 1.1 kb *NotI-PstI* fragment of p35SD1 and the 1.5 kb *PstI-XbaI* fragment of p35D2 were cloned into the *NotI-SpI* sites of pSK+ to give rise to p35StpD1D2.

2) Translational fusions:

The virulence genes *virD1* and *virD2* were also fused via an intervening sequence projected to allow free movement of both proteins and which is susceptible to post-translational

cleavage. For p35SD1D2, the virD1 coding region is at the 5' end of the fusion whereas p35SD2D1 contained the virD2 region directly behind the promoter. All modifications were confirmed by DNA sequencing.

Construction of p35SD1D2: To create a fusion virD1-virD2 that encoded virD1 and virD2, the stop codon of virD1 and the initial codon of virD2 were removed. This was done by cloning into the EcoRI-HindIII of pUC21 an annealed pair of DNA oligonucleotides, flanked by BanI-cohesive and Pvul-cohesive ends to the 0.48-kb EcoRI-BanI of p35SD1 and the 0.25 kb Pvul-HindIII fragment of p35SD2. The annealed pair was composed of the following oligonucleotides:

5' -GTGCCTTGCCCTACTCCCCAACCTCCCTCCTAGCACGCCTCCGACACCTAGCCCCG
AT-3' (SEQ ID NO: 15) and
5' -CGGGGCTAGGTGTCGGAGGCGTGCTAGGAGAGGGAGTTGGGGAGTAGAAGGCAAG-3'
(SEQ ID NO: 16).

The EcoRI-PstI fragment of this construct encompassing the virD1 coding region, the linker and the 5'end of the virD2 coding region was then inserted into the EcoRI-PstI sites of p35SD2 to give rise to p35SD1D2.

Construction of p35SD2D1: Similarly, plasmid pD2D1 contains the virD2 coding region at the 5' end of pD2D1 linked in frame to the virD1 coding region through the same intervening sequence. The N-terminal coding sequence of virD1 was first reconstructed from overlapping oligonucleotides to provide an EcoRI site at the 5' end and to delete the first codon of virD1 (5' -AATTCTAAACACACCAGAGTCACGTCGAGTGAGACTGCCATC-AACCAGCAT-3' ; SEQ ID NO: 17). These annealed oligonucleotides were cloned into pBluescript KS+ (Stratagene, Inc) to yield pKS5'D1. The 1.3 -kb SacII-BfI fragment from p35SD2 and the SacII-EcoRI- cut pKS5'D1 plasmid DNA were then joined with a linker containing at the 5' end an alteration of the BfI site such that it lacks the native stop codon of virD2 (5' -TATCCTTCTACTCCCCAACCTCCCTCCTAGCACGCCTCCGACAC-CTAGC-3' (SEQ ID NO: 18) and 5' -AATTGGCTAGGTGTCGGAGGCGTGCTAGGAGAG-GGAGTTGGGGAGTAGAAGGA-3' (SEQ ID NO: 19)). The EcoRI-ClaI fragment

encompassing the virD2 coding region, the linker and the 5'end of the virD1 coding region was then cloned into the EcoRI-Clal sites of p35SD1 to give rise to p35SD2D1.

Construction of the test plasmids:

The construction of pwBarRBLuc, pRBLuc was described in Example 5.

Plant Material:

Preparation of maize (B73-derivative) and tobacco (NT-1) suspension cells for bombardment by the biolistic device was described in previous examples.

Bombardment of plant cells:

Tissues were bombarded with gold microprojectiles onto which was precipitated a mixture of plasmids. For cotransformation experiments, the gold particles carried 0.5 µg or 1 µg of the test plasmid with a total of 2 µg or 4 µg of the helper plasmids for tobacco and maize cells respectively. Appropriate quantity of DNA of pUC18 plasmid was mixed to preserve an equal mass of plasmid DNAs in the mixture (see table 10 and table 11). DNAs were precipitated with 2.5 M CaCl₂ and 0.1 M spermidine-free base onto 50 µl of 0.3 µm gold microcarriers (60 mg/ml). Microprojectile bombardment was performed with the PDS-1000 He biolistic device (DuPont) using 1550 psi rupture discs with the sample positioned 8 cm below the stopping screen shelf.

Transient expression assays:

Luciferase was assayed in tissue extracts according to the recommendation of the supplier (Luciferase assay system, Promega). Luciferase activity is expressed as light units detected by an Analytical Luminescence model 2001 Luminometer integrated over 10 seconds at 25°C. For calculation of specific activity, protein concentration was determined using the Bio-Rad protein assay kit.

Results and Discussion:**Fusion design strategy:**

The virD1 and virD2 genes were derived from the octopine pTiA6 plasmid of Agrobacterium tumefaciens. The transcriptional fusion carried by p35StpD1D2 contains the coding region of virD1 and virD2 with the native intervening sequence present in the virD operon.

The translational fusions carried by p35SD1D2 and p35SD2D1 contains the *virD1* and *virD2* coding regions fused via an intervening sequence projected to allow free movement of both proteins and which is susceptible to post-translational cleavage.

Functional expression of the polygene *in planta*

To assay the functional expression of the transcriptional and the translational fusions, p35StpD1D2, p35SD1D2 and p35SD2D1 were co-delivered to plant cells with a test plasmid by the biolistic device. The test plasmid contained a right border sequence inserted between the promoter and the coding region of the luciferase gene in such a way that a strand-specific cleavage inside this sequence would lead to the decrease of the luciferase expression. Two type of test-plasmids were assayed in maize cells: a pUC-derivative plasmid (pRBLuc) and a wheat dwarf geminivirus-derived plasmid (pwBarRBLuc).

Maize and tobacco cells were first transiently transformed with the test plasmid codelivered with *virD1* and *virD2* genes each driven by a separate promoter, in order to test their ability to affect transcription through the T-DNA border sequence. Following co-delivery of p35SD1 DNA and p35SD2 DNA with pRBLuc or pwBarRBLuc DNA, 0.3% and 1 % of the control level of luciferase activity was observed in tobacco and maize tissues (Table 10, Table 11 and Table 12).

The two *vir* genes together in a transcriptional fusion appeared to be slightly active. Co-delivery by the biolistic device of equal amounts of pRBLuc and p35StpD1D2 DNAs (ratio of 1:1) reduced luciferase activity to ca. 57 % of control in tobacco (Table 12) and 60-80 % in maize cells (Table 10 and Table 11). At a higher ratio of p35StpD1D2 plasmid to test plasmid (2:1), there was no significant further reduction of the luciferase activity.

Analogous experiments using the p35SD1D2 plasmid that carried the translational fusion showed a reduction of the luciferase activity to ca. 12 % of control in tobacco (Table 12) and 22-47 % in maize cells (Table 10 and Table 11). At a higher ratio of p35SD1D2 plasmid to test plasmid (2:1), the luciferase activity was further reduced to about 2-5% in all cases.

Reversal of the native orientation of the virulence genes in the translational fusion p35SD2D1 gave results similar to those with p35SD1D2 (Tables 10, 11 and 12).

These observations strongly indicate that the translational fusions were functional *in planta*.

Table 10: Activity of transcriptional and translational fusions in maize cells with a pUC-derivative vector as a test plasmid.

Plasmids delivered to maize cells	Luciferase activity	% of control
pRBLuc + pUC18 (1 µg + 4 µg)	12333 ± 543	100
pRBLuc + p35SD1 + p35SD2 (1 µg + 2 µg + 2 µg)	182 ± 43	1.5
pRBLuc + p35SD1D2 + pUC18 (1 µg + 2 µg + 2 µg)	5744 ± 290	47
pRBLuc + p35SD1D2 (1 µg + 4 µg)	300 ± 12	2.4
pRBLuc + p35SD2D1 + pUC18 (1 µg + 2 µg + 2 µg)	5920 ± 813	48
pRBLuc + p35SD2D1 (1 µg + 4 µg)	329 ± 59	2.6
pRBLuc + p35StpD1D2 + pUC18 (1 µg + 2 µg + 2 µg)	7312 ± 1091	60
pRBLuc + p35StpD1D2 (1 µg + 4 µg)	6436 ± 615	52

Table 10: DNA was delivered to maize cells by the biolistic device. Numbers between brackets indicate the ratio of plasmids. Following incubation for 24 hrs, tissues were homogenized and the luciferase activities were determined and expressed as light units/ µg proteins. Independent bombardments were analyzed and data are presented as mean values of 3 repetitions plus or minus standard deviation.

Table 11: Activity of transcriptional and translational fusions in maize cells with a geminivirus-derivative vector as a test plasmid.

Plasmids delivered to maize cells	Luciferase activity	% of control
pwBarRBLuc + pUC18 (1 µg + 4 µg)	531 ± 38	100
pwBarRBLuc + p35SD1 + p35SD2 (1 µg + 2 µg + 2 µg)	5 ± 3	1
pwBarRBLuc + p35SD1D2 + pUC18 (1 µg + 2 µg + 2 µg)	115 ± 23	22
pwBarRBLuc + p35SD1D2 (1 µg + 4 µg)	32 ± 4	6
pwBarRBLuc + p35SD2D1 + pUC18 (1 µg + 2 µg + 2 µg)	60 ± 10	11
pwBarRBLuc + p35SD2D1 (1 µg + 4 µg)	19 ± 3	3.6
pwBarRBLuc + p35StpD1D2 + pUC18 (1 µg + 2 µg + 2 µg)	431 ± 115	81
pwBarRBLuc + p35StpD1D2 (1 µg + 4 µg)	380 ± 53	72

Table 11: See footnote for Table 10.

Table 12: Activity of transcriptional and translational fusions in tobacco cells.

Plasmids delivered to tobacco cells	Luciferase activity	% of control
pRBLuc + pUC18 (0.5 µg + 2 µg)	21611 ± 760	100
pRBLuc + p35SD1 + p35SD2 (0.5 µg + 1 µg + 1 µg)	60 ± 1	0.3
pRBLuc + p35SD1D2 + pUC18 (0.5 µg + 1 µg + 1 µg)	2494 ± 44	12
pRBLuc + p35SD1D2 (0.5 µg + 2 µg)	1179 ± 183	5.4
pRBLuc + p35SD2D1 + pUC18 (0.5 µg + 1 µg + 1 µg)	1603 ± 422	7.4
pRBLuc + p35SD2D1 (0.5 µg + 2 µg)	1071 ± 113	5
pRBLuc + p35StpD1D2 + pUC18 (0.5 µg + 1 µg + 1 µg)	12240 ± 1417	57
pRBLuc + p35StpD1D2 (0.5 µg + 2 µg)	11627 ± 2491	54

Table 12: See footnote for Table10.

EXAMPLE 7: Role of VirE2 in Transformation Efficiency

A "healing" vector was tested in maize cells for its ability to increase the frequency of agrolytic events. This vector used contained a polyadenylation signal inside the T-DNA structure at the left of the right border.

In a second part of the experiment, virE2 was co-delivered with virD1 and virD2 genes. This protein has been shown to be required for efficient transfer of T-DNA, but not for T-DNA production (Stachel et al., 1986). VirE2 binds to single-stranded DNA in vitro cooperatively and non-specifically. VirE2 may participate in the protection of the T-strand. The virE2 protein is the most abundant protein produced in *Agrobacterium tumefaciens* after induction of the virulence genes (Stachel et al., 1986). Since virE2 possess nuclear localisation signals and those are recognized in plants (for review, see Zupan and Zambryski, 1995), higher rates of transformation are expected when this gene is introduced *in planta*.

Materials and Methods:**Construction of pAVM1: A vector containing polyadenylation signal at the right border (see Figures 6-15)****Part A. Construction of pCIB1711-HN**

pCIB1711 was digested with BamHI and religated to form 1711deltaB, in which the EcoRI site (now unique) was cut and destroyed by insertion of an oligonucleotide that simultaneously created HindIII and NotI sites. By sequence analysis we identified a clone in which these sites were in the orientation (following the SacI site) KpnI and then HindIII. To restore the missing parts of the original plasmid, we first inserted the large BamHI fragment carrying the Luc coding region in the correct orientation, forming 1711-HN-B; we then replaced its XbaI insert by the corresponding portion of the original pCIB1711, reintroducing the missing leader sequence.

Part B. Introduction of a synthetic oligonucleotide border sequence between the EcoRI and BamHI sites at the end of the Luc coding region, we subcloned the NotI/Clal fragment into pBluescript, rendering EcoRI and BamHI sites in the insert unique. After insertion of the border oligonucleotide to form pBS-NC-RB, we returned its modified NotI/Clal insert fragment to the pCIB1711-HN backbone, forming pCIB1711-HN-RB.

Part C. Insertion of a left T-DNA border into pUbiPATdeltaI

In order to eliminate an unwanted EcoRI site in the intron of pUCIAC, we digested the plasmid (grown in dam-minus strain SCS110) with Clal, removing two small fragments including an Eco RI site. We then introduced an oligonucleotide that removed the Clal site and created an SphI site, forming plasmid pUbiPATdeltaI. Into the now unique EcoRI site at the end of the chimeric PAT gene we cloned EcoRI fragment 29 of pTiT37, a nopaline-type Ti plasmid which carries the left border of T-DNA at a position 68 basepairs in from one end (Yadav, N.S., Vanderleyden, J., Bennet, D. Barnes, W. M., and Chilton, M.-D. 1982) Short direct repeats flank the T-DNA on a nopaline Ti plasmid. Proc. Natl. Acad. Sci. USA 79, 6322-6326), forming LB-UbiPATdeltaI.

Part D. Assembly of pAVM1

The HindIII insert fragment of pCIB1711-HN-RB was excised and ligated into the HindIII site of LB-UbiPATdeltaI. By mapping we identified a construct in which the left and right borders are flanking the PAT gene and in correct orientation for transfer. The resulting plasmid has the Luc gene promoter and coding region outside T-DNA but its terminator just inside the right border.

Maize suspension cells:

The suspension culture of *Zea Mays* cv Black Mexican Sweet (BMS) was maintained in N6 media (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Maize cell suspensions used for bombardment experiments were taken from 3 day-old rapidly growing cultures. Before bombardment, approximately 0.5 ml of packed volume cells was vacuum filtered onto 7-cm filters (Whatman, N°4). Plated cells were kept 4 hours at 25°C prior to bombardment on phytoagar-solidified 2N6 medium containing 120g/l of sucrose. For stable transformation, filters were transferred to 2N63S solidified-medium 24 hours after bombardment. Subsequent transfers of filters on fresh medium with increasing concentration of Basta were made at 8 days intervals until the majority of cells in the culture ceased to grow. This generally occurred after 4 to 6 weeks of selection on plates containing 8 to 10 mg/l of Basta. Independent calli developed on the filter were then transferred to phytoagar-solidified medium supplemented with Basta (10 mg/l). After two subcultures on the same medium, suspension cultures were initiated by

inoculating about 100 mg of maize cells into 25 ml liquid medium supplemented with Basta (10 mg/l) for DNA isolation.

Bombardment of plant cells:

Tissues were bombarded with gold microprojectiles onto which was precipitated a mixture of plasmids. Co-transformation mixtures contained a 1:1.3 ratio of plasmids carrying the virulence genes to *bar* selection plasmid. Each aliquot of plasmid mixture bombarded per target plate consisted of 0.6 µg of the selection marker and 0.8 µg each of p35SAdhD1 and p35SAdhD2 and/or p35SAdhE2 plasmid DNAs. Appropriate quantities of each DNA were mixed in a total volume of 10 µl and precipitated with 50 µl of 2.5 M CaCl₂ and 20 µl of 0.1 M spermidine-free base to effect precipitation onto 50 µl of 0.3 µm gold microcarriers (60 mg/ml). Microprojectile bombardment was performed with the PDS-1000 He biostatic device (DuPont) using 1100 psi rupture discs with the sample positioned 8 cm below the stopping screen shelf.

DNA extraction and Southern blot hybridization

Cell cultures were harvested by filtration 10 days after inoculation and frozen in liquid nitrogen. DNA was isolated as described (Hall et al., 1991).

Approximately 10 µg of genomic DNA was used for digestion with EcoRI. Following separation on a 0.7% agarose gel, the DNA was transferred to Amersham Hybond plus membrane and hybridization was performed according to the conditions described by the manufacturer (Amersham). DNA probes were labelled with [α -³²P]dCTP using the oligo labelling kit of Pharmacia. The PAT probe corresponded to a 0.7-kb Pst fragment of the *pat* gene. The luc probe corresponded to a 0.7 kb XbaI-EcoRI fragment of the luciferase gene. For removal of probes, membranes were stripped with a solution of 0.1% SDS at 100°C for 5 min.

Results

Analysis of Stable transformants

Stable transformation of maize suspension cells was undertaken to assess the effect of the pAVM1 vector on the efficiency of transformation after co-delivery of such a vector with the virulence genes by the biostatic device. The former vector had a 35S-promoter inside the right border in such orientation that it could easily provide a mean to express the

antisense of the gene in which the T-strand was inserted. In this new type of vector, the 35S-promoter was replaced by a 35S-terminator inside the right border, oriented so as to "heal" the target gene should it insert at the 3' end.

For this experiment pAVM1 was used, which contains a left T-DNA border, PAT as selectable marker, a 35S-terminator, a right T-DNA border and the luciferase gene outside the T-DNA-like structure. We designate as "agrolytic events" those DNA insertions into the maize genome that would result after the activity of the *vir* gene products on border sequences, generating a T-strand. In contrast, we designate as "biolistic events" those DNA inserts representing the process normally occurring after gene delivery into plant cells by the biolistic device. The initial criterion to distinguish biolistic events and putative agrolytic events was absence of luciferase activity in the transformed clone, arising from exclusion of the Luc coding region by T-DNA excision from pAVM1.

Maize suspension cells were bombarded with microprojectiles coated with pAVM1 plasmid DNA together with p35SAdhD1, p35SAdhD2 and/or p35SAdhE2 DNAs. As control, pAVM1 was also bombarded alone. Stable transformants were selected by growth on Basta-containing medium. About 5-8 calli could be recovered per filter after bombardment with pAVM1 alone. An average of 10 Basta-resistant clones could be recovered per filter 4-5 weeks after bombardment of maize cells with pAVM1, p35SAdhD1, p35SAdhD2 and p35SAdhE2 DNAs. Only some were further analyzed per plate. About 2-3 calli appeared on filter bombarded with pAVM1, p35SAdhD1 and p35SAdhD2 DNAs. This difference can be attributed to the presence of the *virE2* gene that encodes for single-stranded DNA binding protein involved in the protection of the T-strand. This protein has been shown to be required for efficient transfer of the T-DNA but not for T-DNA production (Stachel et al., 1986).

The frequency of agrolytic events could be estimated by the ratio of the total number of Basta-resistant calli analyzed that did not express luciferase to total Basta-resistant calli. By this criterion, the frequency of agrolytic events was about 25% when pAVM1 was co-delivered with p35SAdhD1 and p35SAdhD2 DNA. This frequency slightly increased to about 50% when *pviE2* was also co-delivered with the plasmids described above.

Southern analysis

At the molecular level, the transgenes representing an agrolytic event should hybridize with the Bar probe and not with the luc probe. Both types of events may occur in the same plant cell, but such clones would be scored genetically as biolistic events based on the

presence of luciferase activity. Both biolistic and putative agrolytic events were investigated by southern hybridization to measure the frequency of each type of insertion. Southern blot hybridization was performed on DNA from basta-resistant callus lines obtained after bombardment with (i) pAVM1 DNA and (ii) pAVM1, p35SAdhD1, p35SAdhD2 and p35SAdhE2 DNAs. Results are summarized in Table 13 below.

Table 13: Analysis of Basta-resistant calli recovered after bombardment of maize cells with pAVM1 with or without the *virgenes*.

Plasmids	Callus	Luc.activity	Southern	Type of events
pAVM1	14	14 Luc (+)	3	3 B
pAVM1 + D1 + D2	10	2 Luc (-) 8 Luc (+)	none analyzed	
pAVM1 + D1 + D2 + E2	44	14 Luc (-) 30 Luc (+)	7 3	4 A, 1 A+B, 2 B 3B

Conclusions:

- a) The ratio of Agrolytic event to biolistic event is about 35% with pAVM1 and is in the range of percentage usually found of 20-40%.
- b) The presence of VirE2 can improve the transformation efficiency.

Since virE2 possesses nuclear localisation signals and those are recognized in plants (for review, see Zupan and Zambryski, *Plant Physiol.* 107: 1041-1047 (1995)) higher rates of transformation were expected when this gene was introduced *in planta*. Transgenic plants expressing the virE2 gene are able to complement virE mutants of *Agrobacterium*, providing evidence that VirE2 protein plays an important role in the plant cells.

EXAMPLE 8: Bombardment of VirD1 and VirD2 mRNA into Maize Cells

This example describes the delivery to plant cells of virD1 and virD2 genes as mRNA and their activity on T-DNA border sequences.

Materials and Methods:**Maize cells:**

Suspension cultures of maize (*Zea mays* L.) initiated from cryopreserved embryogenic type II callus selected from immature embryos of an elite line related to B73 were grown in N6 liquid medium (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Cultures were incubated at 25°C in the dark on an orbital shaker at 150 rpm. Suspension cultures were subcultured every 7 days by transferring 1 ml packed cell volume into 50 ml fresh 2N63S liquid medium. Maize cell suspensions used for bombardment experiments were taken from 3 day-old rapidly growing cultures. Before bombarding, approximately 0.5 ml of packed volume cells was vacuum filtered onto 7-cm filters (Whatman, N°4).

Tobacco Cells:

The *Nicotiana tabacum* cell line NT-1 was grown in Murashige and Skoog medium supplemented with 2 mg/l of 2,4-D and sucrose (30g/l). Cells were subcultured once per week by adding 5ml of inoculum to 100 ml of fresh medium in 500 ml flasks. The flasks were incubated at 27°C on a rotary shaker at 125 rpm. Aliquots of 0.5 ml from cells four days after subculture were spread onto sterile filter (Whatman No. 4). Filters were then transferred onto MS medium.

Plasmid construction:**Construction of a vector containing the T7 promoter and the poly A tail:**

A polylinker containing the following restriction sites (SphI-EcoRI-NheI-ClaI-BglII-Asp718-HindIII-XbaI-Hind*III, with the last HindIII as a killing site) was inserted into the SphI-HindIII sites of pT7RecA50. An oligomer designated Asp718-A(50)-DraI-HindIII was then inserted into the corresponding sites giving rise to pT7-A50. The complementary strands of this oligomer have the following sequence:

5' - CGAATTCTCGCTAGCATCGATAGATCTGGTACCAAGCTTCTCGAGT - 3'
||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| ||| |||
3' - GTACGCTTAAGCGATCGTAGCTATCTAGACCATGGTTCGAAGAGCTCATCGA - 5'
(SEQ ID NO: 20)
(SEQ ID NO: 21)

Construction of pT7D1A50:

EcoRI-BglII fragment of D1 coding region previously cloned into EcoRI-BamHI of pSG5 (from the EcoRI-BamHI fragment of p35SAdh1D1).

Construction of pT7D2polyA: (see Figures 16-26)

A. Isolation of tailored fragments

The virD2 coding region was excised from p35SD₂ with EcoRI and isolated by preparative gel electrophoresis and extraction of DNA from agarose. Internal sites necessitated that tailoring of the 5' and 3' ends of virD2 be undertaken on subfragments. The HindIII/EcoRI fragment isolated from the 5' end was trimmed with PvuI to produce Fragment A. The BamHI/EcoRI fragment isolated from the 3' end was trimmed with HaeIII to produce Fragment C. Central fragment B was obtained by HindIII/BamHI digestion.

B. Cloning of fragments A and B

Vector pTC182 was digested with HindIII and SphI, and Fragment A plus adapter oligos for the SphI end (which restored the start codon) were ligated into place, forming pTC182-A. This plasmid was digested with HindIII and BamHI, and Fragment B was ligated to the 3' end of A. Combined Fragment AB was excised and gel-purified after BamHI/SphI digestion of the resulting plasmid, pTC182-A-B.

C. Cloning of fragments AB and C in a modified pUC21 vector

The portion of the pUC21 polylinker between BamHI and XbaI sites was removed and replaced by an oligonucleotide pair that restored most of the sites and added a BglII site required in our construction. The resulting plasmid, pUC21-X, was digested with BamHI and EcoRV and Fragment C was ligated into the vector to form pUC21-C. Next this product was digested with BamHI and SphI and the isolated Fragment AB from above was ligated in

to reconstruct virD2. After digestion of the resulting plasmid, pUC21-virD2, with SphI and Bg1II, we gel purified Fragment ABC containing the tailored virD2 ORF.

D. Cloning virD2 into a T7 transcription vector

T7polyA, a transcription vector described above, was digested with SphI and Bg1II, and fragment ABC (=virD2) was ligated into position below a T7 promoter and above a block of 42 A residues.

mRNA synthesis:

The T7D1A50 and T7D2A50 plasmids were linearized with Xhol, which cuts immediately downstream of the poly(A) stretch. Linearized DNA was phenol/chloroform extracted and then ethanol precipitated. *In vitro* transcription of linearized DNA was carried out using the T7 polymerase from the T7 Cap-Scribe kit containing [$m^7G(5')ppp(5')$] (Boehringer). The integrity and concentration of mRNA were determined by agarose gel electrophoresis.

Sterilization of biolistic supplies:

Gold particles (0.3 μ m - Heraeus) were sterilized by placing 60 mg particles in 100% ethanol and 0.1% DEPC. Particles were rinsed 3 times with RNase-free water and then resuspended in 1ml RNAse-free 50% glycerol solution. Aliquots of 50 μ l prepared particles were used for 6 shots. Macrocarriers were submerged in 100% ethanol and 0.1% DEPC, then rinsed 3 times in 100% ethanol and air dried. Stopping screens were autoclaved.

Nucleic acid precipitation:

DNA (1 μ g) and mRNA (about 8 μ g: 4 μ g D1 and 4 μ g D2 or 8 μ g non-specific mRNA) were precipitated onto a 50 μ l suspension of gold particles (60mg/ml; 0.3 μ m) by adding successively 0.5 μ l Tris buffer (1M), 50 μ l CaCl₂ and 2.5 μ l 0.1 M spermidine. After all agents were added, vortexing was continued for 3 minutes, after which the particles were sedimented by brief microcentrifugation (1 min). The supernatant was removed and the particles were washed once with cold 100% ethanol, and resuspended in 60 μ l 100% ethanol. This mixture was vortexed, and 10 μ l aliquots were pipetted onto a macrocarrier disk and allowed to air dry in a laminar flow hood.

Microprojectile delivery into plant cells

Microprojectiles were delivered to plant cells by a particle accelerator (PDS-He1000; DuPont) using 1550 psi rupture disks with the sample positioned 5.5 cm from the launch assembly. A 100 µm mesh stainless steel screen was placed halfway between the stopping plate and the tissue. Target plates were bombarded 2 times.

Luciferase assays:

Luciferase and Gus were assayed in tissue extracts with the luciferase assay system of Promega according to the recommendation of the supplier. Luciferase and β -glucuronidase activities are expressed as light units detected by an Analytical Luminescence model 2001 Luminometer for 10s at 25°C.

Results:

Luciferase assays were performed 24-h after bombardment. mRNA of D1 and D2 were co-bombarded with p35SRBLuc that contains a right border sequence inserted between the 35S promoter and the luciferase coding sequence. In the control experiments, p35SRBLuc was bombarded with unspecific mRNA or D1 and D2 mRNA were co-delivered with pLUC DNA that does not contain any border sequences. Results are shown below in Table 14.

Table 14: Co-delivery of D1 and D2 mRNA with target plasmid into maize cells

Target plasmids \pm mRNA		Mean	\pm SD	% control
pRB(+)Luc		3.2	\pm 0.3	100 %
pRB(+)Luc + D1 mRNA		2.7	\pm 0.2	84 %
pRB(+)Luc+ D2 mRNA		1.4	\pm 0.2	44 %
pRB(+)Luc+ D1 mRNA+ D2 mRNA	(1:1:1)	0.6	\pm 0.2	18 %
pRB(+)Luc+ D1 mRNA+ D2 mRNA	(1:2:2)	0.4	\pm 0.1	12 %
pRB(+)Luc+ p35SAdhD1 + p35SAdhD2	(1:1:1)	0.1	\pm 0.1	3 %
pLuc		3.6	\pm 0.2	100 %
pLuc+ D1 mRNA+ D2 mRNA	(1:1:1)	3.7	\pm 0.3	102 %

Following incubation for 24 hrs, tissues were homogenized and enzyme activities determined. A plasmid expressing the β -glucuronidase (GUS), pGUS, was included in each bombardment as a control for the efficiency of DNA transfer and the activity of reporter is expressed as a ratio of luciferase to GUS activity. Independent bombardments were analyzed and data are presented as mean values of 3 repetitions plus or minus standard deviation. % control values are determined from the ratio of the luciferase to β -glucuronidase activities to those activities observed with control plasmid.

Conclusion:

Following co-delivery of D1 mRNA and D2 mRNA with pRB(+)Luc DNA, a 10-fold decrease in luciferase activity was observed. The two *vir* genes delivered as a mRNA to the plant cell appeared to have a synergistic effect. These observations strongly indicated that the decrease of luciferase activity seen was the result of a strand-specific nick at the right border sequence by *vir* gene products.

The advantage of mRNA delivery is that its effect is necessarily transient. There is no extraneous DNA of the helper plasmids.

EXAMPLE 9: "Agrolistic" in Protoplasts

Transformation technologies are an important tool for the genetic manipulation and improvement of crop species (Raskin, 1996). Various systems of transformation allow the direct transfer of foreign genetic material into cells capable of giving rise to fertile plants. These systems include delivery of DNA to protoplasts by means of electroporation or direct DNA uptake, microinjection into cells, and gene transfer by bombardment with DNA-coated microprojectiles (for review, see Morriss and Fromm, 1992). In the existing delivery systems, there is a tendency towards integration of multiple copies of the foreign gene. There is a need for an approach that would result in a simple pattern of integration of the foreign gene with no vector sequences.

The transformation method described herein, designated "Agrolistic", has the potential to give rise to transgenic material with a simple pattern of insertion of the foreign gene and exclusion of vector sequences. The approach is to use plant expression cassettes for *virulence* genes that play a key role in the formation and protection of the T-DNA (*virD1*,

virD2 and *virE2*) codelivered with a plasmid containing T-DNA border sequences flanking a selectable marker. In previous examples, this technology is shown to work when all these elements are delivered to the plant cell by the biolistic device.

In this example, we employ methods for the direct DNA delivery to protoplasts to deliver all these elements. We have found that *virD1* and *virD2* gene products delivered in this manner can indeed produce T-DNA-type insertion events and that inclusion of the *virE2* gene product can increase the frequency of transformation.

Materials and Methods

Plasmids

pCIB1711 is a pUC derivative containing the firefly luciferase gene driven by the cauliflower mosaic virus 35S (CaMV35S) promoter and is described in Example 3. For introduction of T-DNA borders, two synthetic oligonucleotides corresponding to the right border sequence of LBA5269 (Van Haaren et al., 1989) were annealed to yield the duplex:

5' -ATCCGGCAGGATATACCGTTGTAATTCTGCA-3' (SEQ ID NO: 22). This duplex flanked by BamHI-PstI sites was inserted into the corresponding sites in pCIB1711 between the promoter and the luciferase coding sequence yielding pRBLuc (see Figure 2). pNeoRBLuc contains a left border sequence, the neomycin phosphotransferase gene (*nptII*) and the luciferase gene with the right border inserted between the promoter and the luciferase coding region from pRB(+)Luc. The *nptII* gene driven by the nos (nopaline synthase) promoter was excised from the plasmid pBin19 as a 2.2 kb SacII-HindIII fragment. The left border sequence was excised from pBin19 as a BglII-EcoRI fragment. Both of these fragments were inserted into XbaI-HindIII sites of pRB(+)Luc. pNeoLuc is the equivalent of pNeoRBLuc with no right border sequence inserted between the CaMV35S promoter and the luciferase coding region.

The *virD1* and *virD2* genes from pTiA6 were subcloned into expression vector pMF6 (Callis et al., 1987), consisting of the CaMV35S promoter (0.5 kb), the Adh1 first intron (0.5 kb), and the nopaline synthase (nos) polyadenylation region (0.25 kb) (Fig.1). The 0.6 kb EcoRI-PstI fragment from pAD1187 corresponding to the *virD1* coding sequence was cloned into pMF6 yielding p35SAdhD1. The *virD2* coding sequence was excised as a 1.8 kb EcoRI fragment from pAD1190 (Ghai & Das , 1989) and cloned in pMF6 to give rise to p35SAdhD2.

The *virE2* coding region was cloned from pw108 that contains a 3 kb Xhol fragment of *Agrobacterium* Ti-plasmid pTiA6 (accession number X04784)(Winans al., 1987). The 687-bp SacI-SmaI fragment of pw108 was first cloned into the corresponding sites of pKS(-) to give rise to pKS3'E2. The 924 bp HaeIII-SacI from pw108 was combined with the SacI-PstI fragment from pKS3'E2 and an annealed pair of DNA oligonucleotides flanked by EcoRI-cohesive and blunt ends (5' -AATTGATGGATCTTCTGGCAATGAGAAATCCAGG-3'; SEQ ID NO: 23) and cloned into the EcoRI-PstI sites of pBluescript KS- (Stratagene, Inc) to give rise to pKSE2. An Xhol-PstI fragment that covered the entire *virE2* coding region was then subcloned into Xhol-PstI of pMF6 to give rise to p35SAdhE2.

Plant material

Maize suspension cells:

The suspension culture of *Zea Mays* cv Black Mexican Sweet (BMS) was maintained in N6 media (Chu et al., 1975) supplemented with 30 g/l sucrose and 2 mg/l 2,4-dichlorophenoxy acetic acid (2,4-D) (2N63S). Maize cell suspensions used for experiments were taken from 3 day-old rapidly growing cultures.

Protoplasts were isolated from cell suspension culture of maize inbred BMS (Black mexican sweet) as described in "Black Mexican sweet corn: its use for tissue cultures. Maize for biological research", edited by W.F. Sheridan, Charlottesville, Va. Plant Molecular Biology Association (1982).

p. 385-388.). Paromomycin (200 mg/l) was included in the medium 2 days after transformation. Independent microcalli that appeared about 4 weeks after transformation were transferred onto fresh plates supplemented with 200 µg/ml paromomycin. After two subcultures on the same medium, suspension cultures were initiated by inoculating about 100 mg of maize cells into 25 ml liquid medium supplemented with 200 µg/ml paromomycin. Protoplasts were transformed with different concentrations of pNeoRBLuc DNA with or without p35SAdhD1, p35SAdhD2 and/or p35SAdhE2 as described in table 15.

DNA extraction and Southern blot hybridization

Cell cultures were harvested by filtration 10 days after inoculation and frozen in liquid nitrogen. DNA was isolated as described (Hall et al., 1991).

Approximately 10 µg of genomic DNA was used for digestion with EcoRI. Following separation on a 0.7% agarose gel, the DNA was transferred to Hybond+ membrane and

hybridization was performed according to the conditions described by the manufacturer (Amersham) . DNA probes were labelled with [α - 32 P]dCTP using the oligo labelling kit of Pharmacia . The neo probe corresponded to a 0.3 -kb PstI-SphI fragment of the *np_{II}* gene. The luc probe corresponded to a 0.7 kb XbaI-EcoRI fragment of the luciferase gene. For removal of probes, membranes were stripped with a solution of 0.5% SDS at 100°C for 5 min.

Results:

Experimental design

A vector was designed to allow screening for VirD1-and-VirD2-mediated insertion events by a genetic test. The vector pNeoRBLuc contains a natural left border from a Ti plasmid, nos-NPTII-nos (a chimeric neomycin phosphotransferase II gene with nopaline synthase promoter and terminator sequences), a 35S promoter, a synthetic right border sequence and the luciferase coding region. Paromomycin resistant maize calli that were transformed by the usual mechanism would almost invariably contain the luciferase gene and express luciferase. In contrast, clones that fail to express any luciferase were candidate products of VirD1 and VirD2 mediated excision and T-strand integration. To express *virD1*, *virD2* and *virE2* genes in plant cells, their respective open reading frames (ORFs) were placed under the control of the CaMV35S promoter.

Analysis of stable transformants:

Protoplasts were transformed with pNeoRBLuc plasmid DNA together with p35SAdhD1 and p35SAdhD2 and/or p35SAdhE2 DNAs in various ratios. As controls, pNeoRBLuc plasmid was also delivered alone. Stable transformants were selected by growth on paromycin-containing medium. An average of 120 paromomycin-resistant clones appeared per plate when pNeoRBLuc was co- transformed with *virD1* and *virD2* genes, but only 30 calli were further analyzed. The number of paromomycin-resistant calli could reach 250 when *virE2* was added to the pool of virulence genes.

Thirty paromomycin resistant clones were analyzed from each set of experiments, and about 10-40% were found not to express luciferase, suggesting a ca. 10-40% frequency of *virD1-virD2* mediated integration events. This presumably underestimated the frequency of "agrolistic" events, since clones containing both inserts would be included in the 90%

luciferase positive group. There was no significant difference in the frequency of calli not expressing the luciferase recovered from experiment with or without the *viE2* gene.

Southern blot analysis of transformant clones:

Southern blot hybridization was performed on DNA from control paromomycin-resistant callus lines obtained after bombardment with (i) pNeoRBLuc alone; (ii) pNeoRBLuc plasmid co-transformed with p35SAdhD1 and p35SAdhD2 DNAs and (iii) pNeoRBLuc plasmid co-transformed with p35SAdhD1, p35SAdhD2, and p35SAdhE2 DNAs.

Genomic DNA was digested with EcoRI, which produces a 3.9kb fragment from the pNeoRBLuc plasmid that is homologous to both neo and luc probes. EcoRI has one site inside the T-DNA structure part of pNeoRBLuc and another one in the luciferase coding region.

Control transformants recovered from transformation of protoplasts with pNeoRBLuc alone exhibited the expected 3.9 kb EcoRI fragment hybridizing to both the luc and the neo probe. The copy number of this fragment is greater than 5 and in addition, multiple copies of rearranged and /or fragmented DNA were seen.

Southern blot analysis of DNA from paromomycin-resistant callus lines obtained after co-delivery of pNeoRBLuc with p35SAdhD1, p35SAdhD2 and/or p35SAdhE2plasmid DNAs is presented in Table 15. For Southern blot analysis, callus lines that tested negatively for the luciferase activity were chosen. For instance, among 8 transgenic maize lines recovered in the experiment #8 and analyzed by southern hybridization, 4 exhibited biolistic events and 4 exhibited putative agrolytic events. The estimated number of NPTII gene copies was in general 1 or 2 per transformant genome, as judged by a comparison with copy number standards included in the same hybridization filter. The callus lines that contained genomic DNA hybridizing with the neo probe and the luc probe exhibited less copies than the callus lines recovered from transformation with pNeoLuc DNA alone.

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Table 15: Transformation experiments:

Exp. #	Target plasmids ± vir genes	Callus	Luc(-)/30	Southern	type of event
#1	pNeoRBLuc (5 µg)	3			
#2	pNeoRBLuc (10 µg)	20			
#3	pNeoRBLuc (20 µg)	85		4 [luc+]	4 B
#4	pNeoRBLuc + p35AdhD1 + p35AdhD2 (5 µg + 20 µg + 20 µg)	101	5 Luc(-)	2	1 NT, 1 B
#5	pNeoRBLuc + p35AdhD1 + p35AdhD2 (10 µg + 20 µg + 20 µg)	123	5 Luc(-)		1 B+A, 3B, 1NT
#6	pNeoRBLuc + p35AdhD1 + p35AdhD2 (20 µg + 20 µg + 20 µg)	147	6 Luc(-)	6	1A, 2B, 3 NT
#7	pNeoRBLuc + p35AdhD1 + p35AdhD2 + p35AdhE2 (5 µg + 20 µg + 20 µg + 20 µg)	219	9 Luc(-)	5	2A, 1B, 1NT
#8	pNeoRBLuc + p35AdhD1 + p35AdhD2 + p35AdhE2 (10 µg + 20 µg + 20 µg + 20 µg)	245	14 Luc(-)	9	4 A, 4B, 1NT
#9	pNeoRBLuc + p35AdhD1 + p35AdhD2 + p35AdhE2 (10 µg + 20 µg + 20 µg + 20 µg)	268	7 Luc(-)	1	1A

Table 15: Number of individual callus scored 4 weeks after transformation.**CONCLUSION:**

These results clearly show that this technology can simplify the pattern of integration of the foreign gene delivered to protoplasts. The frequency of VirD1-VirD2-mediated integration was about 20-30%. Furthermore, the addition of *virE2* improved the transformation efficiency. This technology will aid in the recovery of transformed plants with simple pattern of integration of the gene of interest and with no extraneous DNA.

Example 10: Transformation of the CG00526 Genotype of Maize by Direct Bombardment Immature Zygotic Embryos and Isolation of Transformed Callus with the Use of Phosphinothricin as a selection agent.

Preparation of DNA for Bombardment using the Biostatic® device.

Immature embryos or type I callus of maize may be transformed as described in Koziel et al, Biotechnology 11: 194-200, 1993, the relevant portions of which are hereby incorporated herein by reference.

The DNA is prepared for microprojectile bombardment by chemical precipitation in the presence of micrometer size gold (typically 1.0mm or 0.3mm diameter), essentially according to the published procedure. In addition to gold, other dense particles of micrometer size may be used, such as tungsten or platinum. In one modification of the procedure, the particles themselves are first prepared by suspending them in water and sonicating. The sonicated particles are then pelleted by centrifugation and resuspended in an aqueous solution of 50% glycerol. Particles prepared in this way are then aliquoted into individual tubes containing approximately 3 mg of gold particles per tube in a volume of 50 μ l. DNA is added to each tube in varying amounts depending upon the number of plasmids to be used, their sizes, and the final concentration of DNA desired.

Next, about 50 μ l of 2.5 M CaCl₂ and about 20 μ l of 0.1M spermidine are added, in that order, to each tube while vortexing for about 3 minutes. The DNA/gold complex is then gently centrifuged. The supernatant is removed. The particles are washed once with 250 μ l of absolute ethanol, pelleted again, and then resuspended in about 75 μ l of fresh absolute ethanol. Each tube prepared in this way is enough of the DNA/gold complex for six "shots" with the PDS-1000/He. Ten μ l of the well-suspended DNA/gold complex is pipetted onto each macrocarrier sheet in a vibration-free environment.

In the PDS-1000/He device, a burst of helium is released by rupture of a plastic disk that is available in different pressure grades. For example, single disks, or combinations of disks, can be obtained which rupture at 200, 450, 650, 900, 1100 1350, 1550, 1800, 2000 and 2200 pounds per square inch of helium. This burst of gas propels the macrocarrier sheet, which is stopped by a stainless steel screen. The screen may be of different mesh sizes, such as 10x10, 16x16, 24x24, etc. Other settings are the macrocarrier flight distances, gap distance, and particle flight distance. These settings are described in detail in the manufacturer's user's manual. Typically, a gap distance of about 5.5 mm, a macrocarrier flight distance of about 10 mm and a particle flight distance of about 6 to 9 cm are used. In addition, a screen or baffle may be inserted within the particle flight distance between the

stopping screen and the target plate. Such a screen or baffle disturbs the shock wave from the expanding gas thereby reducing damage to the target. In one example, stainless steel screens with an opening of about 100 μm is used. Other opening sizes and material composition may be used.

The immature embryos or Type I embryogenic callus may be arranged on the target plate in different patterns. Through a series of experiments, optimized patterns are developed for immature embryos. In one optimized pattern, the immature embryos are arranged in a circular pattern, the circle being about 2 cm in diameter. The immature embryos are placed on the periphery of the circle. Approximately 25 immature embryos are placed onto each target plate. Furthermore, the target plate may be angled relative to the microcarrier launch assembly. This ensures maximum saturation of the basipetal portion of the immature embryo by the particle spread. It is the basipetal portion of the immature embryo that gives rise to the embryogenic response.

In one example of the bombardment of Type I embryogenic callus, the callus is placed on the periphery of a circle about 1 cm diameter on a nutrient medium. The mechanical settings of the bombardment device may be placed at positions similar or identical to the settings recited above for the bombardment of immature embryos.

It should be noted that the target pattern and gun settings are interrelated. In other words, the use of other mechanical settings on the microprojectile bombardment device can produce other optimal arrangements of the recipient tissue on the target plate. Other combinations of mechanical settings and target patterns are within the scope of the invention.

Transformation

Immature embryos are obtained approximately 14 days after self-pollination. The immature zygotic embryos are divided among different target plates containing medium capable of inducing and supporting embryogenic callus formation at 25 immature embryos per plate. The immature zygotic embryos are bombarded with a mixture of the plasmids p35SAdhD1, p35SAdhD2, and the T-DNA target plasmid (pbarRBluc or pAVM1) using the PDS1000/He device from BioRad. Expressable DNA for the virE2 gene may also be included. The plasmids are precipitated onto 0.3 or 1 μm gold particles essentially according to the published procedure as described above. Each target plate is shot two times with the plasmid and gold preparation using a burst pressure of 1100-1300psi.

Since the plasmid pbarRBluc contains a chimeric gene coding for resistance to phosphinothricin, this substance is used to select transformed cells in vitro. This selection is applied at 3 mg/L one day after bombardment and maintained for a total of 8-12 weeks. The embryogenic callus so obtained is regenerated in the presence of 1mg/l phosphinothricin.

All calli are tested by the chlorophenol red (CR) test for resistance to PPT as described in U.S. Patent Application 07/759,243 filed September 13, 1991, the relevant portions of which are hereby incorporated herein by reference. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the presence of PPT. Cells that grow produce a pH change in the media and turn the indicator Chlorophenol Red yellow (from red). Plants expressing the resistance gene to PPT are easily identified in this test. Plants positive by the CR test are assayed by PCR for the presence of the bar gene.

Plants which contain the selectable marker gene are assayed for expression of the luciferase gene. The absence of luciferase activity is an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way that is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Plants which are negative for luciferase gene expression are analysed by Southern blot. The pattern of bands observed by Southern blot analyses indicated which transformants were Agrolytic in nature.

Example 11: Transformation of the A188 Genotype of Maize by Direct Bombarding of Immature Zygotic Embryos and Isolation of Transformed Plants with the Use of Phosphinothricin as a Selection Agent.

An ear of genotype A188 is self-pollinated and immature zygotic embryos are obtained approximately 12-14 days later. Immature zygotic embryos are plated on 2JMS+5Dc plus AgNO₃ medium. After 16-20 hours, the immature zygotic embryos are transferred to the same medium but containing 12% sucrose. After 3-5 hours, the immature zygotic embryos are bombarded with a mixture of the plasmids p35SAdhD1, p35SAdhD2, and the T-DNA target plasmid (pbarRBluc or pAVM1) using the PDS1000/He device. Expressable DNA for the virE2 gene may also be included. The plasmids are precipitated onto 0.3 or 1 μ m gold particles essentially according to the published procedure from BioRad, as described above. The particles are delivered using a burst pressure of 1100-1300 psi of helium. Each target plate is shot twice with the plasmid and gold particle preparation. After overnight incubation, the immature embryos are transferred to fresh maintenance medium

containing 2% sucrose and phosphinothricin at 5-10 mg/L and subcultured approximately every two weeks onto the same medium. The embryogenic callus so obtained is regenerated in the presence of 1mg/L phosphinothricin.

All plants that regenerate are tested by the chlorophenol red (CR) test for resistance to PPT. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the presence of PPT. leaf pieces which are resistant to PPT produce a pH change in the media and turn the indicator yellow (from red). Plants expressing the resistance gene to PPT are easily identified in this test. Plants positive by the CR test are assayed by PCR for the presence of the bar gene.

Plants which contain the selectable marker gene are assayed for expression of the luciferase gene. The absence of luciferase activity is an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way that is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Plants which are negative for luciferase gene expression are analysed by Southern blot. The pattern of bands on the Southern blot indicates which transformants are Agrolytic in nature.

Example12: Transformation of the CG00526 Genotype of Maize by Bombarding of Type I Callus Derived from Immature Zygotic Embryos and Isolation of Transformed Callus with the Use of Phosphinothricin as a Selection Agent.

Type I callus is obtained from immature zygotic embryos using standard culture techniques. For gene delivery, approximately 300 mg of the Type I callus is prepared by chopping with a scalpel blade, rinsing 3 times with standard culture media containing 18% sucrose and immediately placed onto semi-solid culture medium again containing 18% sucrose. After approximately 4 hours, the tissue is bombarded using the PDS-1000/He Biostatic device from BioRad. Plasmids are precipitated onto 0.3 or 1 μ m gold particles using the standard protocol from BioRad. Approximately 16-20 hours after gene delivery the callus is transferred to standard culture medium containing 2% sucrose and 10 mg/L phosphinothricin as Basta. The callus is subcultured on selection for 8 weeks, after which surviving and growing callus is transferred to standard regeneration medium for the production of plants.

All plants which regenerate are tested by the chlorophenol red (CR) test for resistance to PPT. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the

presence of PPT. Cells which grow produce a pH change in the media and turn the indicator yellow (from red). Plants expressing the resistance gene to PPT are easily identified in this test. Plants positive by the CR test are assayed by PCR for the presence of the bar gene.

Calli which contain the selectable marker gene are assayed for expression of the luciferase gene. The absence of luciferase activity is an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way which is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Plants which are negative for luciferase gene expression are analysed by Southern blot. The pattern of bands on the Southern blot indicates which transformants are Agrolytic in nature.

Example 13: Transformation of callus of the Genotype of Maize derived from B73 by Bombarding friable suspension culture cells derived from Immature Zygotic Embryos and Isolation of Transformed Callus with the Use of Phosphinotrichicin as a Selection Agent.

Friable callus was derived from plating immature embryos of genotype derived from B73 as described in US patent no. 5,350,689, which is herein incorporated by reference.

Suspension cultures were subcultured weekly in N6 medium. Cells taken 3-5 days after subculture were harvested by filtering them through a 710 µm stainless steel filter, and then distributing them onto the surface of Durapore (see CGC1280/81) membranes. Approximately 0.4g of cells were distributed on the surface of each 47mm diameter membrane. The membranes were placed on N6 medium containing 12% sucrose for 3-5 hours before bombardment with a mixture of the plasmids carrying the vir genes (35SAdhD1, p35SAdhD2) and the T-DNA target plasmid (pbarRBluc or pAVM1) using the PDS1000/He device. Either equal amounts (1:1:1) of VirD1, virD2 and 35S-bar target T-DNA (each 1.3µg total as 2 shots) or an excess of vir genes (2:2:1µg as 2 shots) were delivered to the cells. Expressable DNA for the virE2 gene may also be included in such experiments.

The plasmids were precipitated onto 0.3 or 1 µm gold particles essentially according to the published procedure from BioRad, as described above. The particles were delivered using a burst pressure of 1100-1300 psi of helium. Each target plate received 2 shots. After overnight incubation, the membranes with the callus were transferred to fresh maintenance

medium containing 2% sucrose and phosphinothricin at 3 mg/L. After 3 weeks the cells from each filter were spread onto the surface of 3 plates of 2N6 medium containing 10mg/L Basta. Four weeks later, growing colonies were transferred to fresh 2N6 with 3mg/l Basta, and one week later the calli so obtained were tested by the chlorophenol red (CR) test for resistance to PPT. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the presence of PPT. Cells that grow produce a pH change in the media and turn the indicator yellow (from red). Callus expressing the resistance gene to PPT were easily identified in this test. Positive pieces turned the medium either yellow or orange, indicating at least some resistance to PPT and they were placed on 2N6 medium containing 5mg/l Basta.

Callus positive by the CR test were assayed by PCR for the presence of the bar or PAT gene.

Table 16: Identification of transformed lines of callus of maize

Treatment	Yellow	Orange
Control(1)	0	1
Control(2)	0	0
2:2:1	0	1*
1:1:1(1) [‡]	21	2 [§]
1:1:1(2)	4	0

Table 16: [‡] (1) and (2) were two duplicate treatments

*This colony was positive for luciferase.

§ One of these was a putative Agrolytic event

Callus lines that contained the selectable marker gene were assayed for expression of the luciferase gene. The absence of luciferase activity was an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way that is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Callus lines which were negative for luciferase gene expression were analysed by Southern blot. The pattern of bands on the Southern blot (figure) indicated which transformants were Agrolytic in nature.

Table 17: Analysis of maize callus lines recovered after bombardment of maize cells with constructs suitable for delivering T-DNA inserts to maize.

Luciferase assay		Analyzed (Southern)	Agroscopic (putative)	Biostatic	Agro/Biostatic
luc+	12	6		6	
luc-	11	9	4	3	2
not analyzed:	5				

The table shows that, from 23 cell lines which were analyzed in this experiment, 11 lacked luciferase activity, and from 9 of those analyzed by Southern blot, 4 contained only T-DNA-like inserts, and 2 contained both T-DNA-like inserts and typical inserts found after using a non-biological (in this case Biostatic) method to deliver the DNA.

Example 14: Transformation of callus of the CG00526 Genotype of Maize by Bombarding type I callus cells derived from Immature Zygotic Embryos and Isolation of Transformed Callus with the Use of Phosphinothricin as a Selection Agent.

Callus is derived from plating immature embryos of genotype CG00526 as described in Koziel et al, Biotechnology 11: 194-200, 1993.

Cultures are subcultured weekly on maintenance medium(2DG4 + 0.5mg/l 2,4-D) and cell clumps taken 2-3 days after subculture are placed on 2DG4 medium containing 12% sucrose for 3-5 hours. 16 target callus pieces per plate are arranged in a 8-10mm diameter ring. The callus is bombarded with a mixture of the plasmids carrying the vir genes (35SAdhD1, p35SAdhD2) and the T-DNA target plasmid (pbarRBluc or pAVM1) using the PDS1000/He device. Either equal amounts (1:1:1) of VirD1, virD2 and 35S-bar target T-DNA (each 1.3 μ g total as 2 shots) or an excess of vir genes (2:2:1 μ g as 2 shots) are delivered to the cells. Expressable DNA for the virE2 gene may also be included.

The plasmids are precipitated onto 0.3 or 1 μ m gold particles essentially according to the published procedure from BioRad, as described above. The particles are delivered using a burst pressure of 650 psi of helium. Each target plate receives 2 shots. After overnight incubation, the callus is transferred to fresh maintenance medium containing 2% sucrose.

After a further 2 weeks the desireable callus (showing typical type I morphology) is subcultured to maintenance medium containing 120mg/L Basta (PPT). Four weeks later, growing callus is transferred to fresh maintenance medium with 30mg/l Basta.

The callus is subcultured on selection for a total of 8 weeks, after which surviving and growing callus is transferred to standard regeneration medium for the production of plants. All plants that regenerate are tested by the chlorophenol red (CR) test for resistance to PPT. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the presence of PPT. Cells which grow produce a pH change in the media and turn the indicator yellow (from red). Plants expressing the resistance gene to PPT are easily identified in this test. Plants positive by the CR test are assayed by PCR for the presence of the bar gene.

Plants that contain the selectable marker gene are assayed for expression of the luciferase gene. The absence of luciferase activity is an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way that is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Plants which are negative for luciferase gene expression are analysed by Southern blot. The pattern of bands on the Southern blot indicates which transformants are Agrolytic in nature.

Example 15: Transformation of maize protoplasts with vir genes and a T-DNA target sequence

Methods for the preparation of protoplasts from suspension cultures of *Zea mays* and transformation with DNA are described in US Patent 5,350,689.

The DNA used to transform the protoplasts consists, for example, of a mixture of the plasmids p35SAdhD1, p35SAdhD2, and the T-DNA target plasmid (pbarRBluc or pAVM1). Expressable DNA for the virE2 gene may also be included (see Example 7). Callus is recovered from the protoplasts, and plants are regenerated as described, using phosphinotricin as the selection agent. Transformed protoplast-derived cells are typically selected by application of selection with 3-5mg/L PPT commencing 10 days after treatment with the DNA.

All plants that regenerate are tested by the chlorophenol red (CR) test for resistance to PPT. This assay utilizes a pH sensitive indicator dye to show which cells are growing in the

presence of PPT. Cells which grow produce a pH change in the media and turn the indicator yellow (from red). Plants expressing the resistance gene to PPT are easily identified in this test. Plants positive by the CR test are assayed by PCR for the presence of the bar gene.

Plants that contain the selectable marker gene are assayed for expression of the luciferase gene. The absence of luciferase activity is an indicator that the callus may be an Agrolytic event. An Agrolytic event is one in which the DNA is integrated into the maize DNA in a way that is analogous to the insertion of a T-DNA, but without the mediation of *Agrobacterium*. Plants which are negative for luciferase gene expression are analysed by Southern blot. The pattern of bands on the Southern blot indicates which transformants have a T-DNA-like insert. Cloning and sequencing of the border sequences may be carried out to confirm the nature of the inserts.

Although only a limited number of exemplary embodiments of this invention have been described in detail above, those skilled in the art will readily appreciate that many modifications are possible in the exemplary embodiments without materially departing from the novel teachings and advantages of this invention. Accordingly, all such modifications are intended to be included within the scope of this invention.

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SEQUENCE LISTING

(1) GENERAL INFORMATION:

(i) APPLICANT:

- (A) NAME: CIBA-GEIGY AG
- (B) STREET: Klybeckstr. 141
- (C) CITY: Basel
- (E) COUNTRY: Switzerland
- (F) POSTAL CODE (ZIP): 4002
- (G) TELEPHONE: +41 61 69 11 11
- (H) TELEFAX: + 41 61 696 79 76
- (I) TELEX: 962 991

(ii) TITLE OF INVENTION: Improved Integration of Exogenous DNA
Delivered to Eukaryotic Cells

(iii) NUMBER OF SEQUENCES: 23

(iv) COMPUTER READABLE FORM:

- (A) MEDIUM TYPE: Floppy disk
- (B) COMPUTER: IBM PC compatible
- (C) OPERATING SYSTEM: PC-DOS/MS-DOS
- (D) SOFTWARE: PatentIn Release #1.0, Version #1.25 (EPO)

(2) INFORMATION FOR SEQ ID NO: 1:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 27 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 1:

GNNTGNCAGG ATATATNNNN NNGTINAN

27

(2) INFORMATION FOR SEQ ID NO: 2:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 27 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

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(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 2:

GGTGGCAGGA TATATNNNN NTGTAAA

27

(2) INFORMATION FOR SEQ ID NO: 3:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 12 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 3:

GATCCCTGCA GA

12

(2) INFORMATION FOR SEQ ID NO: 4:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 12 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 4:

AGCTTCTGCA GG

12

(2) INFORMATION FOR SEQ ID NO: 5:

(i) SEQUENCE CHARACTERISTICS:

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- (A) LENGTH: 150 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 5:

ATCTCCACTG ACGTAAGGGA TGACGCACAA TCCCACATAC CTTGCAAGA CCCTTCCTCT	60
ATATAAGGAA GTTCATTTCAT TTTGGAGAGG GATCCCTGCA GGACACGCTG AAATCACCAAG	120
TCTCTCTCTA CAAATCTATC TCTCTCTATG	150

(2) INFORMATION FOR SEQ ID NO: 6:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 154 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: single
 - (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 6:

GATCCATAGA GAGAGATAGA TTTGTAGAGA GAGACTGGTG ATTTCAGCGT GTCCTGGCAGG	60
GATCCCTCTC CAAATGAAAT GAACTTCCTT ATATAGAGGA AGGGTCTTGC GAAGGATAGT	120
GGGATTGTGC GTCATCCCTT ACGTCAGTGG AGAT	154

(2) INFORMATION FOR SEQ ID NO: 7:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 33 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: double
 - (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

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(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 7:

ATCCGGCAGG ATATATAACCG TTGTAATTCT GCA

33

(2) INFORMATION FOR SEQ ID NO: 8:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 20 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 8:

CCACTATCCT TCGCAAGACC

20

(2) INFORMATION FOR SEQ ID NO: 9:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 15 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 9:

TCGAGTTGCA TGCAG

15

(2) INFORMATION FOR SEQ ID NO: 10:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 17 base pairs
- (B) TYPE: nucleic acid

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(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 10:

GATCCCAGCA TGCCTAG

17

(2) INFORMATION FOR SEQ ID NO: 11:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 45 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 11:

GATCAAGCTT TTGATGAAAG AATACGTTAT TCTTTCATCA AGATC

45

(2) INFORMATION FOR SEQ ID NO: 12:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 46 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 12:

AGCTACTGCA GTTGATGAAA GAATACGTTA TTCTTTCATC AACTAG

46

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(2) INFORMATION FOR SEQ ID NO: 13:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 45 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: double
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: DNA (genomic)
- (iii) HYPOTHETICAL: NO
- (iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 13:

GATCAAGCTT TTGATGAAAG AATAACGTTAT TCTTTCATCA AGATC

45

(2) INFORMATION FOR SEQ ID NO: 14:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 35 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: double
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: DNA (genomic)
- (iii) HYPOTHETICAL: NO
- (iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 14:

AATTCATGGA TCTTTCTGGC AATGAGAAAT CCAGG

35

(2) INFORMATION FOR SEQ ID NO: 15:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 62 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: single
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: DNA (genomic)
- (iii) HYPOTHETICAL: NO
- (iii) ANTI-SENSE: NO

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(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 15:

GTGCCTTGCC TTCTACTCCC CCAACTCCCT CTCTTAGCAC GCCTCCGACA CCTAGCCCCG 60
AT 62

(2) INFORMATION FOR SEQ ID NO: 16:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 56 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 16:

CGGGGCTAGG TGTGGAGGC GTGCTAGGAG AGGGAGTTGG GGGAGTAGAA GGCAAG 56

(2) INFORMATION FOR SEQ ID NO: 17:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 53 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: double
(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 17:

AATTCTAAA ACACACCAGA GTCACGTCGA GTGAGACTGC CATCAACCAG CAT 53

(2) INFORMATION FOR SEQ ID NO: 18:

(i) SEQUENCE CHARACTERISTICS:
(A) LENGTH: 51 base pairs
(B) TYPE: nucleic acid
(C) STRANDEDNESS: single
(D) TOPOLOGY: linear

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(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 18:

TATCCTTCTA CTCCCCAAC TCCCTCTCCT AGCACGCCCT CGACACCTAG C

51

(2) INFORMATION FOR SEQ ID NO: 19:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 54 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 19:

AATTGGCTAG GTGTCGGAGG CGTGCTAGGA GAGGGAGTTG GGGGAGTAGA AGGA

54

(2) INFORMATION FOR SEQ ID NO: 20:

(i) SEQUENCE CHARACTERISTICS:

- (A) LENGTH: 45 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 20:

CGAATTTCGCT AGCATCGATA GATCTGGTAC CAAAGCTTCT CGAGT

45

(2) INFORMATION FOR SEQ ID NO: 21:

(i) SEQUENCE CHARACTERISTICS:

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- (A) LENGTH: 53 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: single
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 21:

AGCTACTCGA GAAGCTTTGG TACCAAGATCT ATCGATGCTA GCGAATTTCGC ATG

53

(2) INFORMATION FOR SEQ ID NO: 22:

- (i) SEQUENCE CHARACTERISTICS:
- (A) LENGTH: 33 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 22:

ATCCGGCAGG ATATATAACCG TTGTAAATTCT GCA

33

(2) INFORMATION FOR SEQ ID NO: 23:

- (i) SEQUENCE CHARACTERISTICS:
- (A) LENGTH: 35 base pairs
- (B) TYPE: nucleic acid
- (C) STRANDEDNESS: double
- (D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iii) ANTI-SENSE: NO

(xi) SEQUENCE DESCRIPTION: SEQ ID NO: 23:

AATTCAATGGA TCTTTCTGGC AATGAGAAAT CCAGG

35

We claim:

1. A method for integrating a DNA of interest into the genome of a eukaryotic cell comprising transforming said cell
 - a) with a DNA fragment consisting of the DNA of interest bounded by T-DNA border sequences; and
 - b) with at least one chimeric DNA or RNA molecule capable of expressing in said eukaryotic cell one or more proteins promoting the integration of DNA bounded by T-DNA border sequences.
2. The method of claim 1 wherein the process steps a) and b) are performed simultaneously.
3. The method of claim 1 wherein said eukaryotic cell is a plant cell.
4. The method of claim 1 wherein said chimeric DNA or RNA molecule constitute a chimeric nucleic acid molecule encoding one or more proteins encoded by the virulence region of an *Agrobacterium* Ti or Ri plasmid.
5. The method of claim 4 wherein said chimeric DNA or RNA molecule encodes VirD2, VirD1, VirC1, VirC2 or VirE2.
6. The method of claim 5 wherein said chimeric DNA or RNA molecule encodes VirD2 alone; or a combination of VirD1 and VirD2; or a combination of VirD1, VirD2 and VirE2.
7. The method of claim 5 wherein said chimeric DNA or RNA molecule encodes VirD2.
8. The method of claim 3 wherein the DNA of interest bounded by T-DNA border sequences is part of a plant viral vector.
9. The method of claim 3 wherein said DNA gene is part of a plant viral vector.

10. The method of claim 3 wherein the DNA of interest bounded by T-DNA border sequences and said DNA gene are part of a plant viral vector.
11. The method of claim 3 wherein said plant cell is a cell of a dicotyledonous plant.
12. The method of claim 11 wherein said dicotyledonous plant is selected from the group consisting of tobacco, cotton, oilseed rape, and soybean.
13. The method of claim 3 wherein said plant cell is a cell of a monocotyledonous plant.
14. The method of claim 13 wherein said monocotyledonous plant is selected from the group consisting of maize, wheat and rice.
15. The method of claim 1 wherein said DNA of interest comprises a chimeric gene.
16. The method of claim 15 wherein said chimeric gene is capable of expressing a protein in said eukaryotic cell.
17. The method of claim 1 wherein said DNA of interest bounded by T-DNA border sequences and said DNA gene are components of a single DNA molecule.
18. A method for producing a fertile transgenic plant having DNA bounded by T-DNA border sequences integrated into the genome comprising
 - a) transforming said DNA into the genome of a plant cell according to the method of claim 3; and
 - b) regenerating the transformed plant cell to a fertile transgenic plant.
19. The method of claim 18 wherein said fertile transgenic plant is selected from the group consisting of tobacco, cotton, oilseed rape, soybean, maize, wheat and rice.
20. Use of a gene encoding an *Agrobacterium* virulence protein in a transformation method to direct the integration of a DNA of interest bounded by T-DNA border sequences into the genome of a eukaryotic cell.

21. The use according to claim 20 wherein said gene is a chimeric gene encoding VirD2, VirD1, VirC1, VirC2 or VirE2.
22. Complete set of transgenic plant cells or plants obtained in a physical transformation experiment, wherein 5% or more of said plant cells or plants comprise a DNA of interest which is joined to genomic DNA by Agrobacterium right border T-DNA sequences.
23. The set of plant cells or plants according to claim 22 obtained by microprojectile bombardment.
24. The set of plant cells or plants according to claim 22, wherein between 10% and 70% of said plant cells or plants comprise a DNA of interest which is joined to plant genomic DNA by Agrobacterium right border T-DNA sequences.
25. The set of plant cells or plants according to claim 22 resulting from 20 or more independent transformation events.
26. The set of plant cells or plants according to claim 24 resulting from 10 or more independent transformation events.
27. Progeny of plant cells or plants according to claim 22.

Figure 1A

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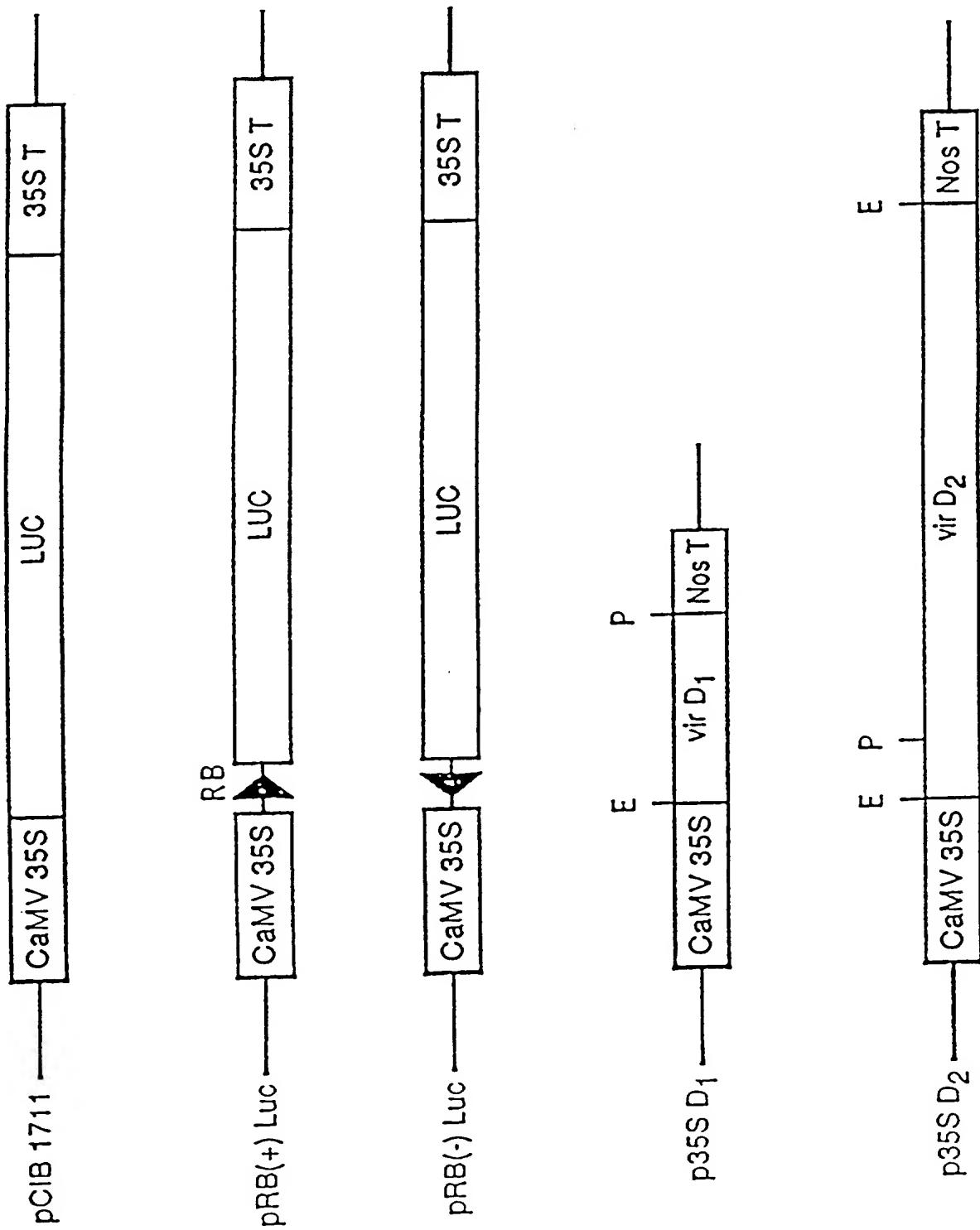


Figure 1B

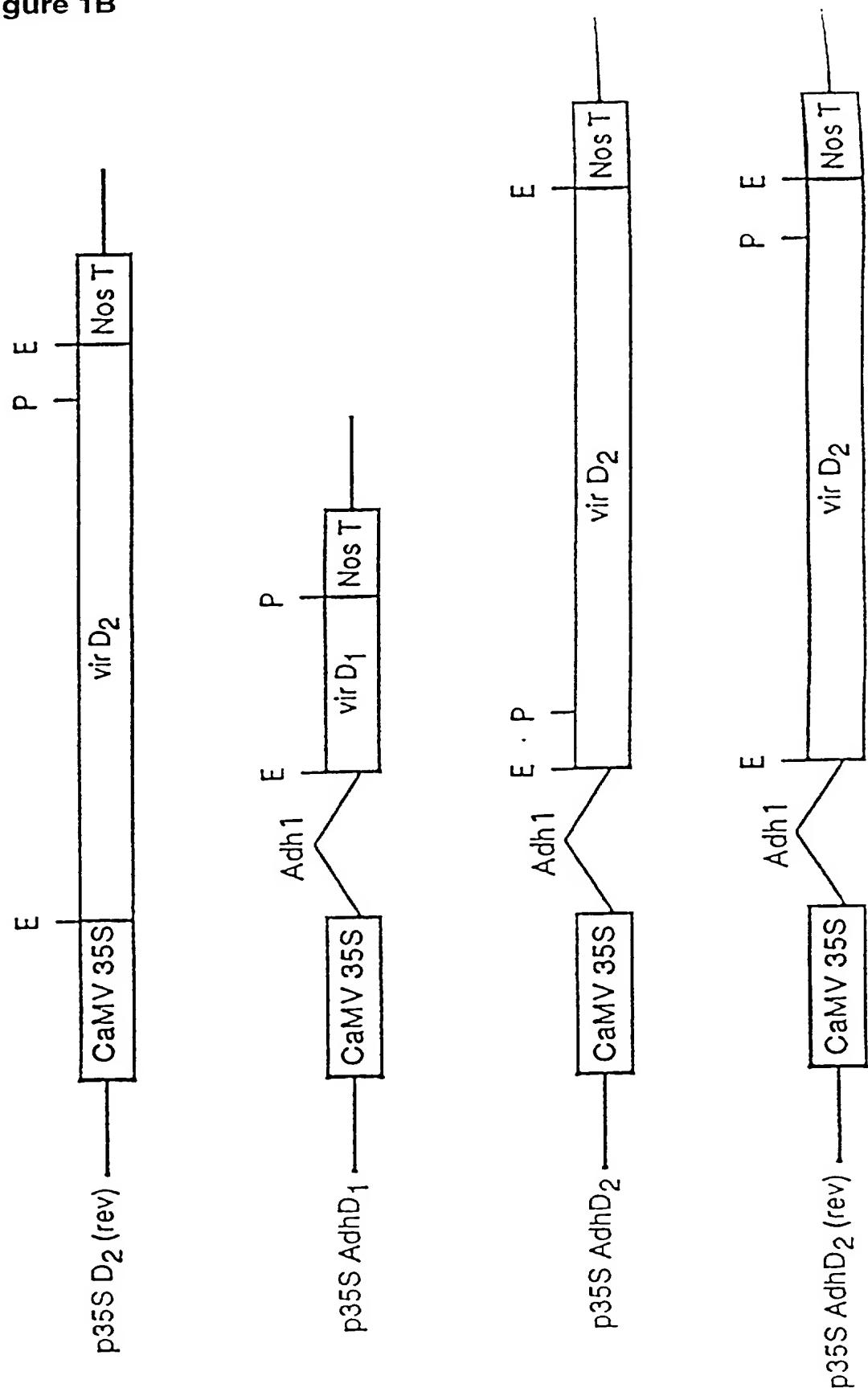


Figure 2

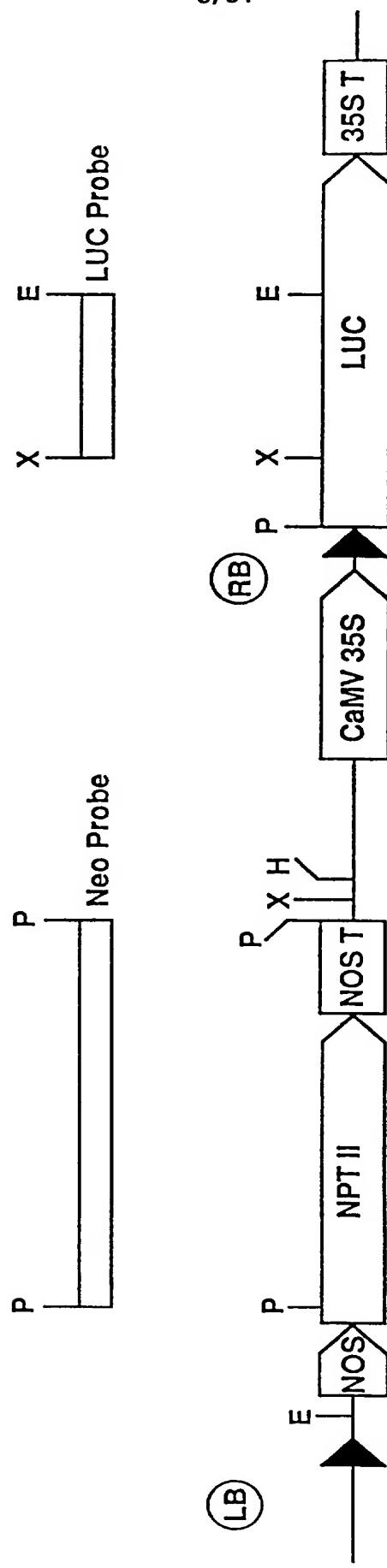


Figure 3

PRETTY of: *.junction August 4, 1995 13:25 ..

1	1. Junction	CGATCCGCCA	AAGAAAAT	TATATTATA	ACATTAGCTT	CCTCCACAA	50
	2a. Junction	CGATCCGCCA	TTATGTTAA	TATATCCACA	GTAAAATCAC	ACCAATTACA	
	2b. Junction	CGATCCGCC	CACTAAAGAT	TGTTTCATAC	ATATCAATCA	AGAAAAGACT	
	3. Junction	GGATCCGCCA	AACAAAGCAC	CAAATCATAA	TTATTATTAG	TTCTCTATAAC	
	5. Junction	GGATCCGGCA	TGAGTAGAAA	TGGCATCACAA	ATCATTACAT	ATCATTACAT	
	Rb. Junction	GGATCCggca	ggatataac	cgctgttaat	ctGCA.....	ctGCA.....	

Figure 4A

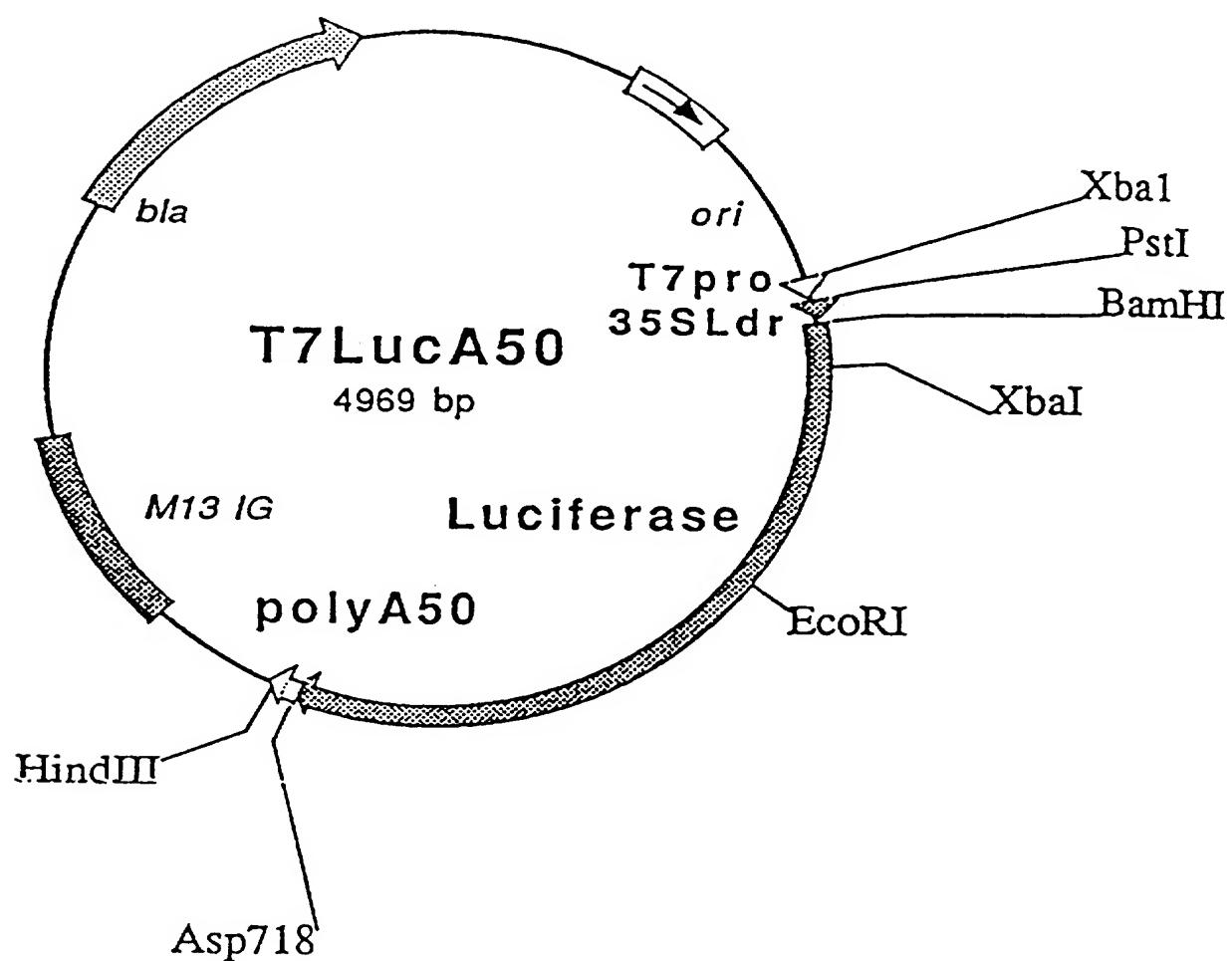


Figure 4B

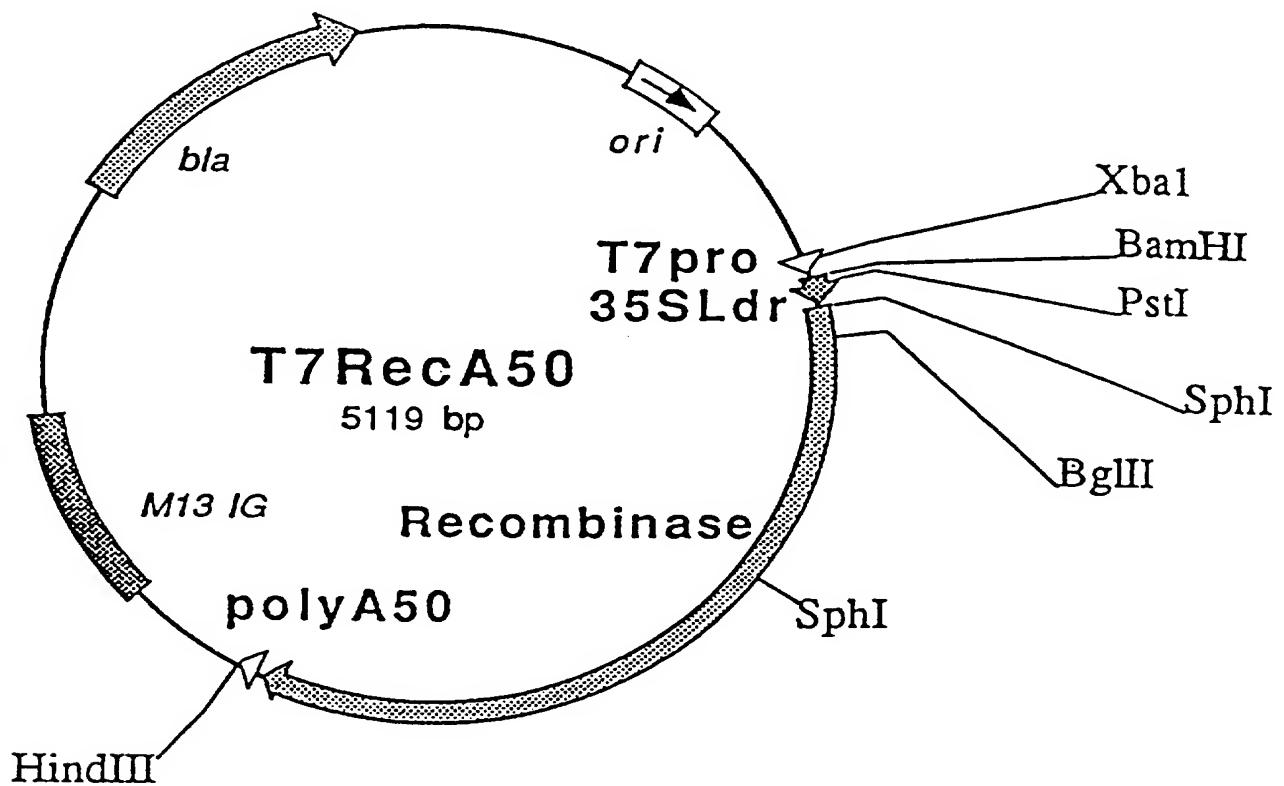


Figure 4C

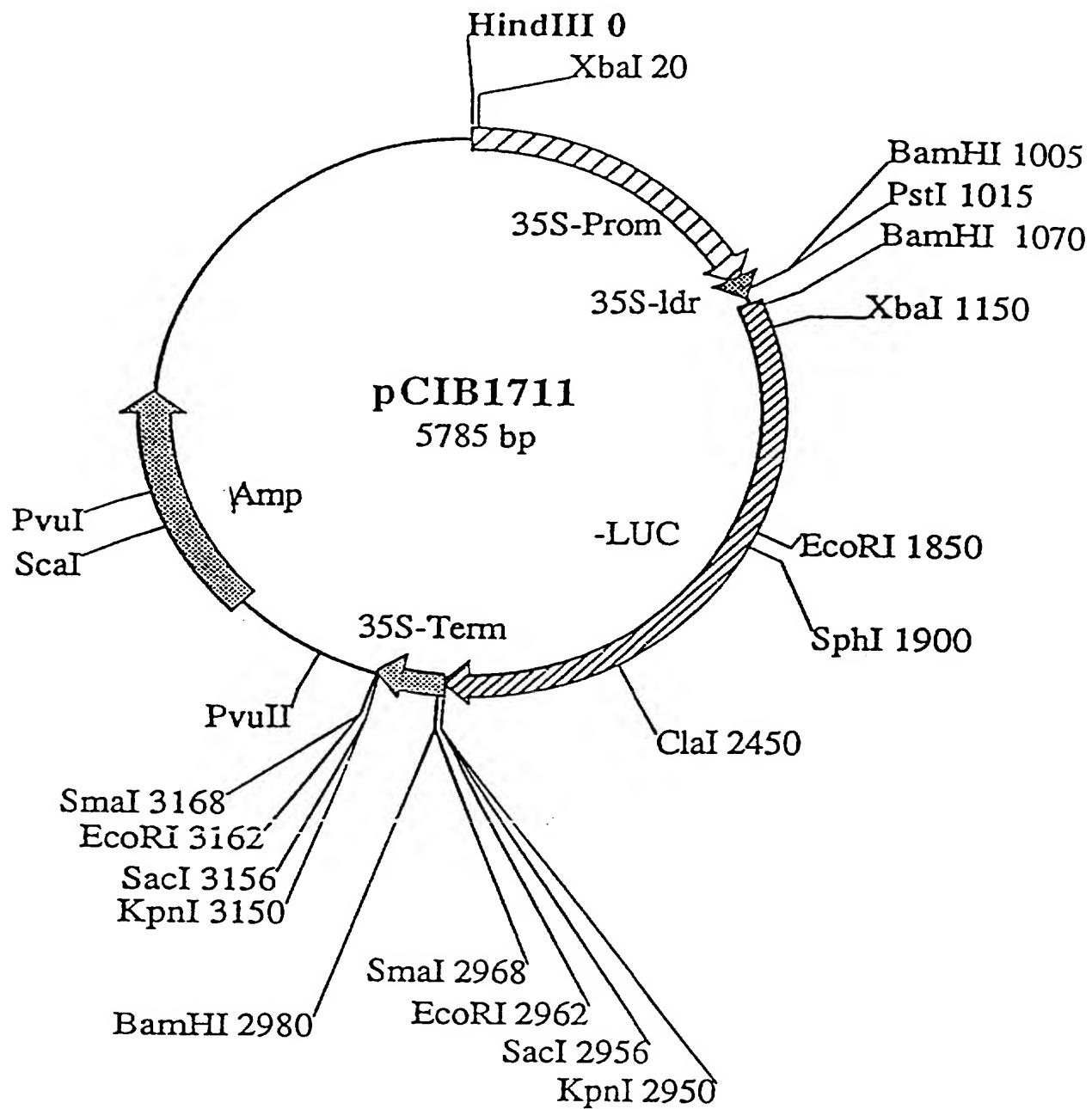


Figure 4D

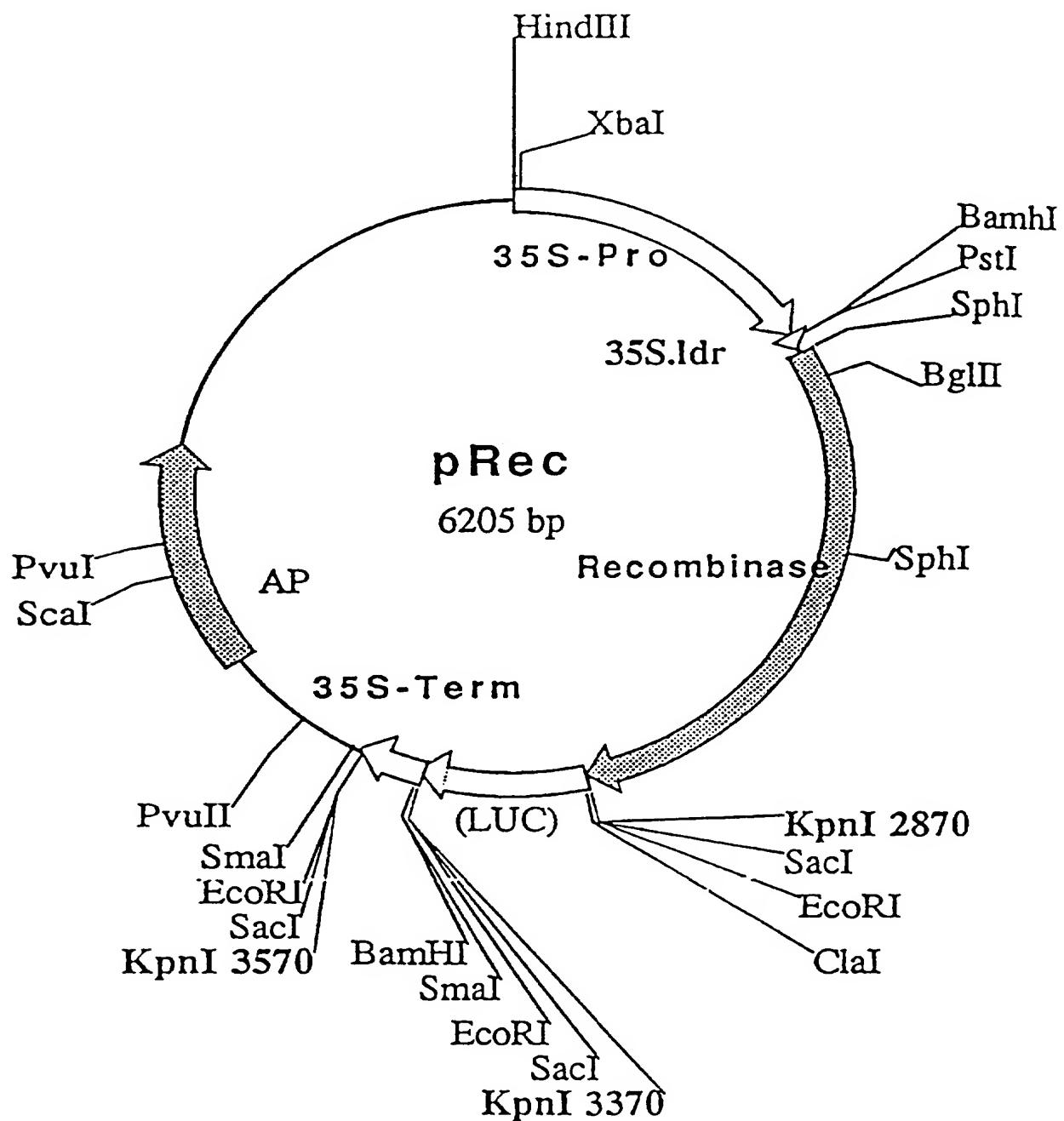


Figure 4E

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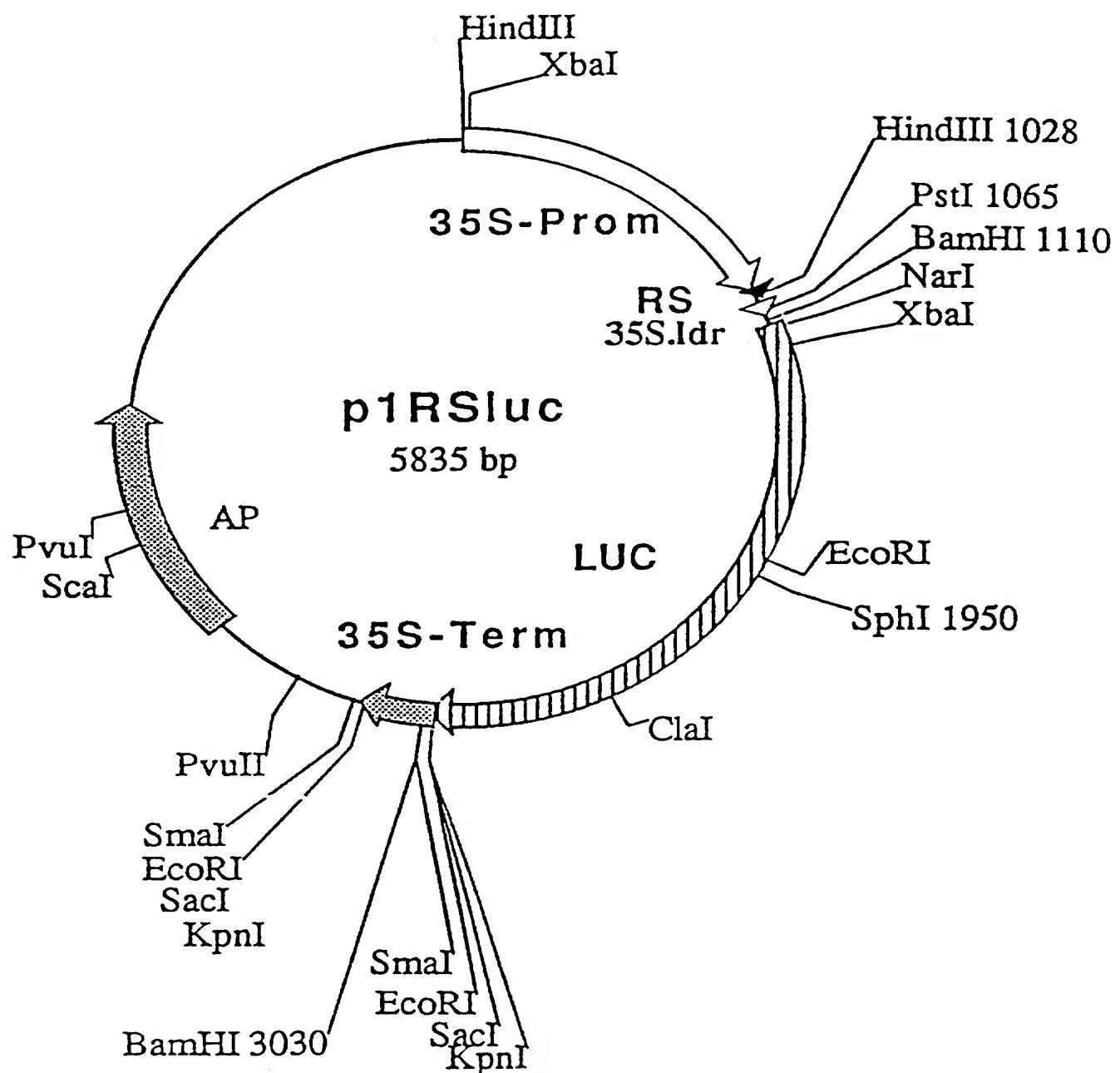


Figure 4F

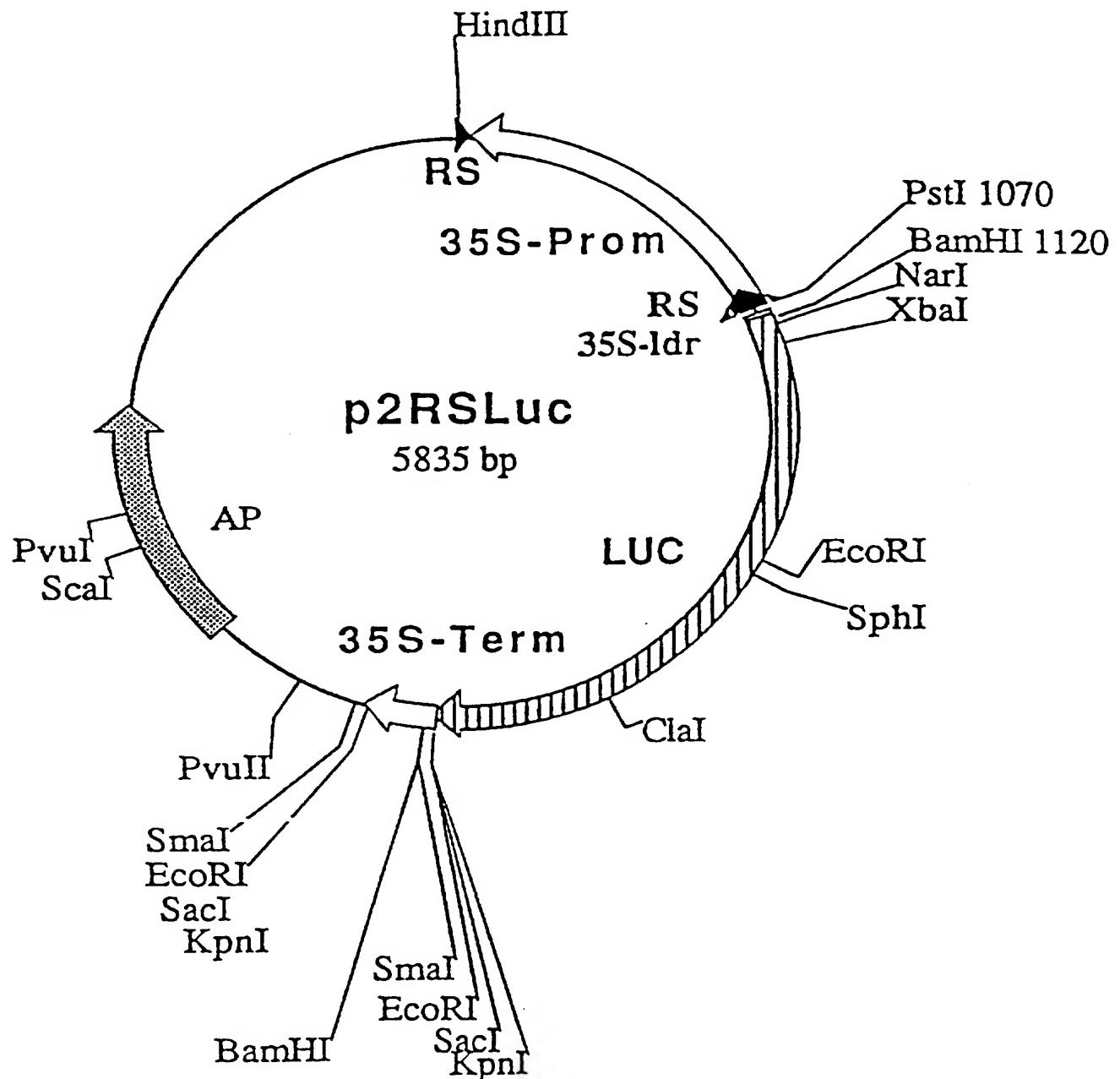


Figure 5A

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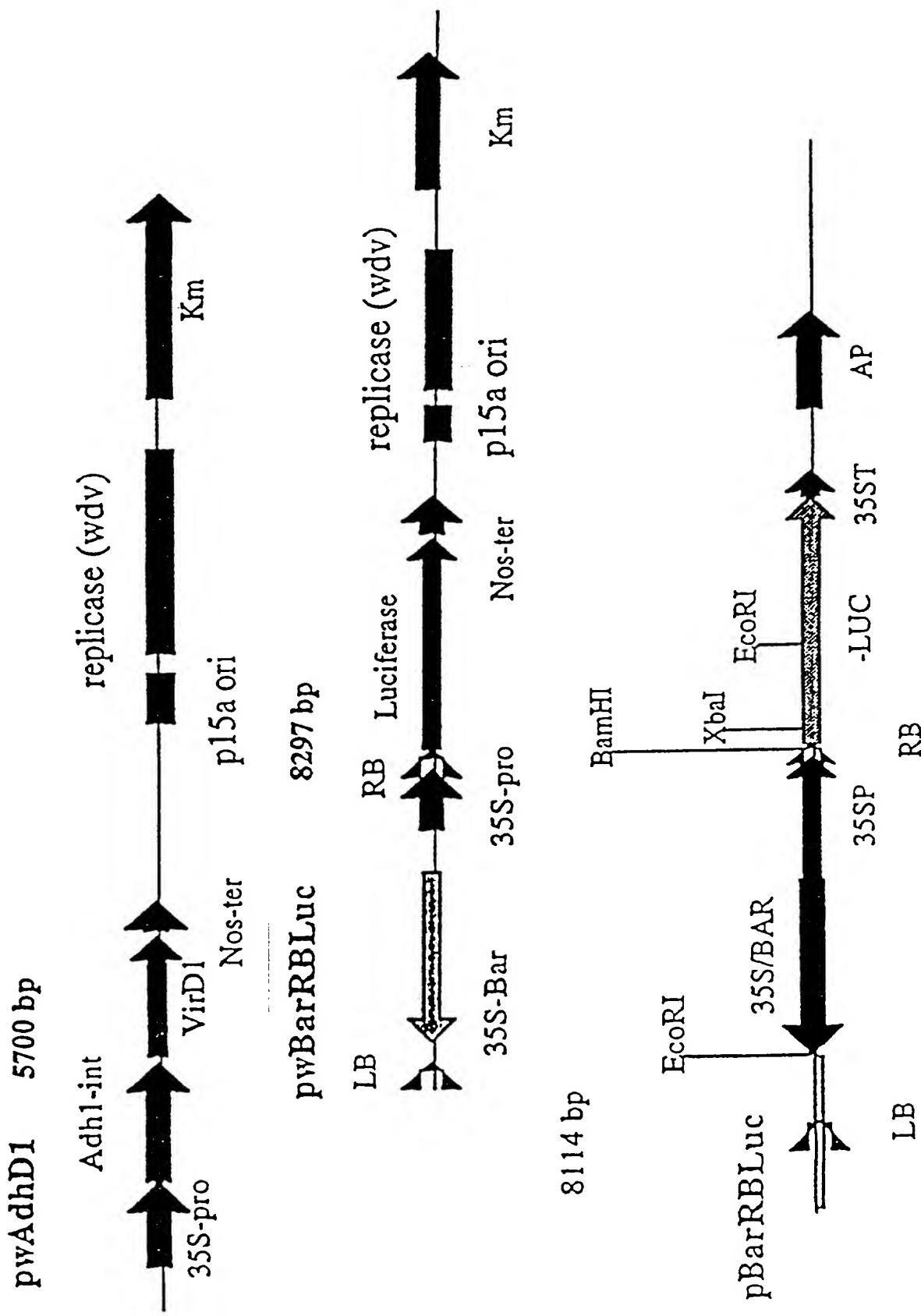


Figure 5B

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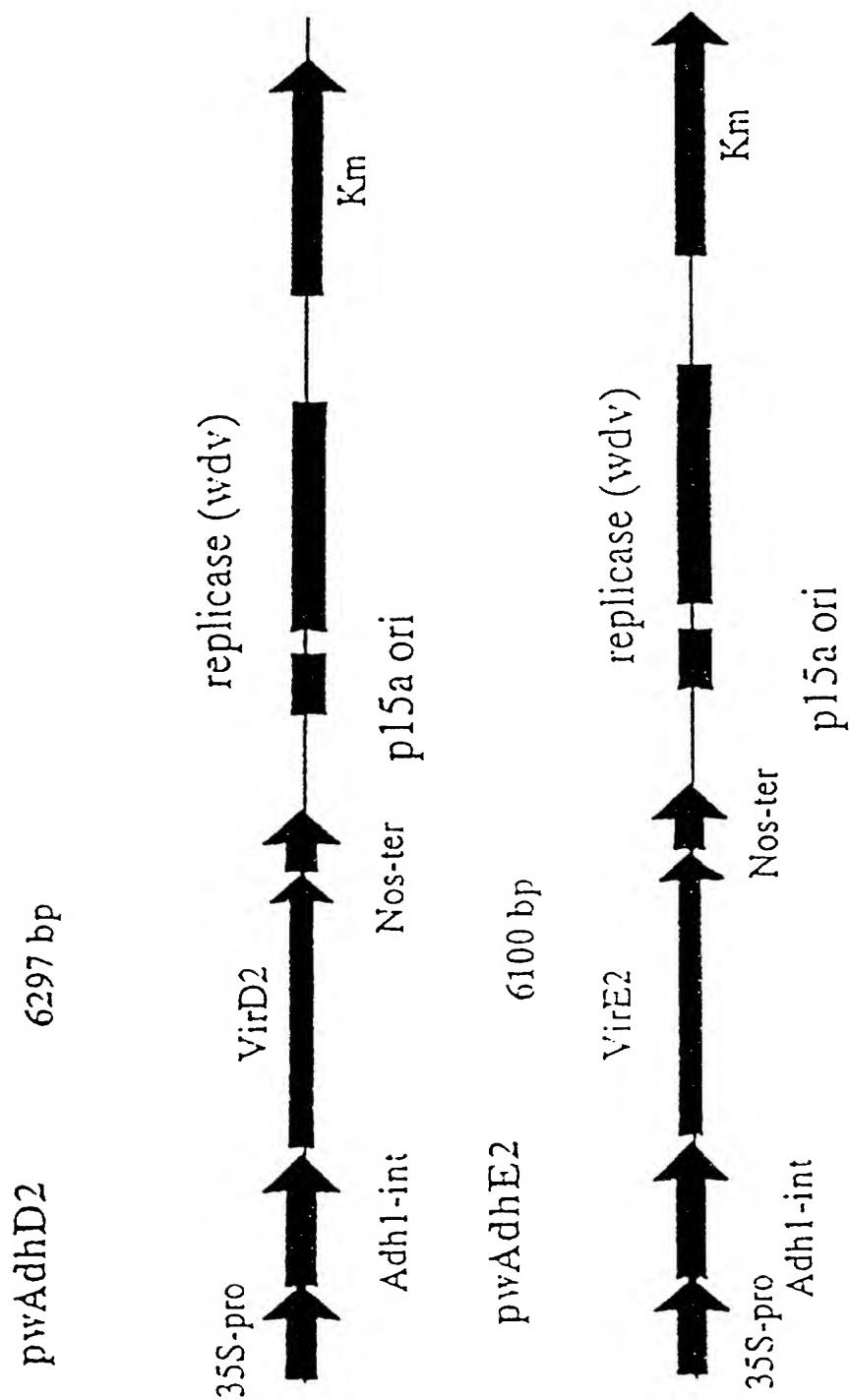


Figure 6

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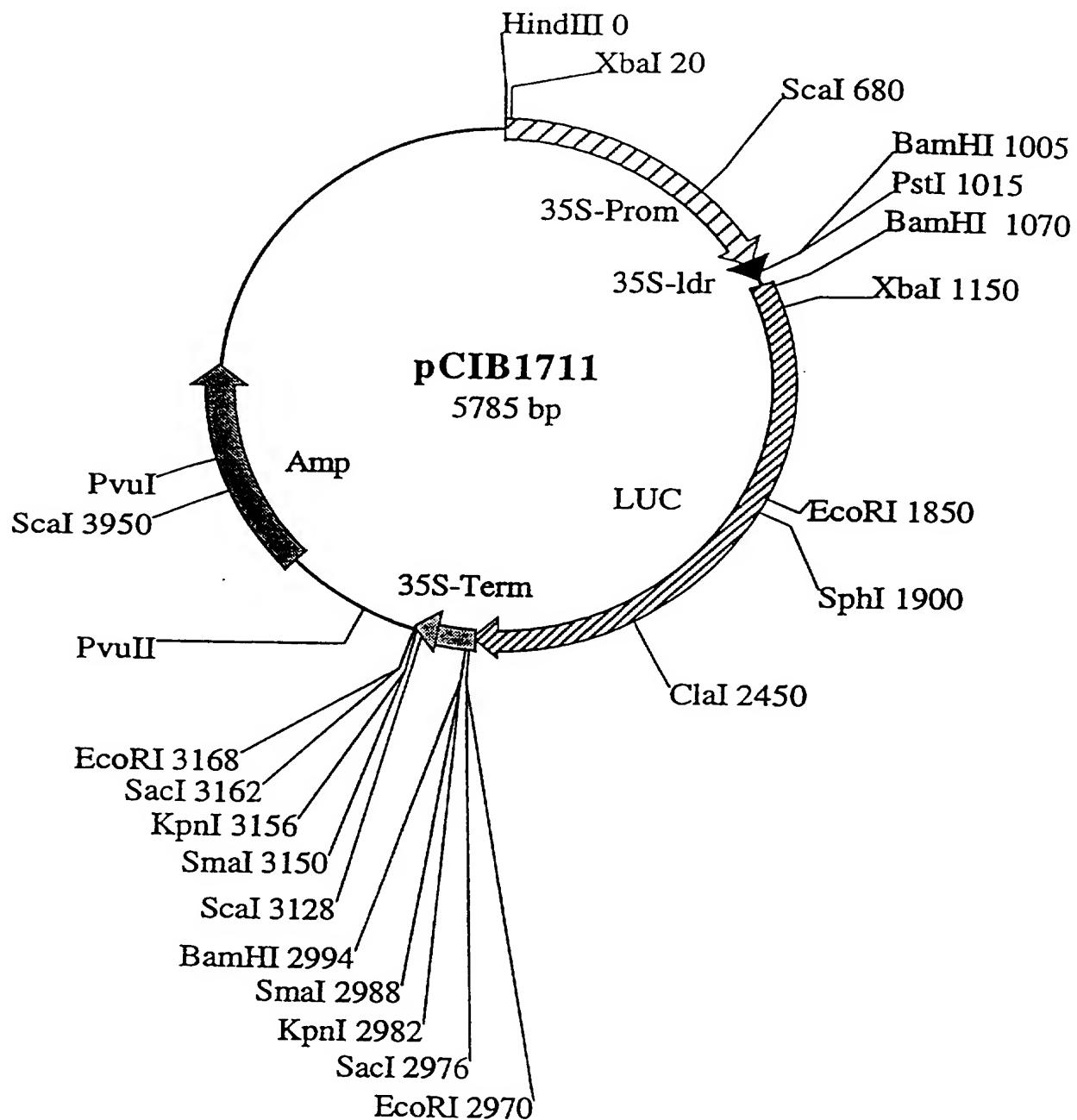


Figure 7

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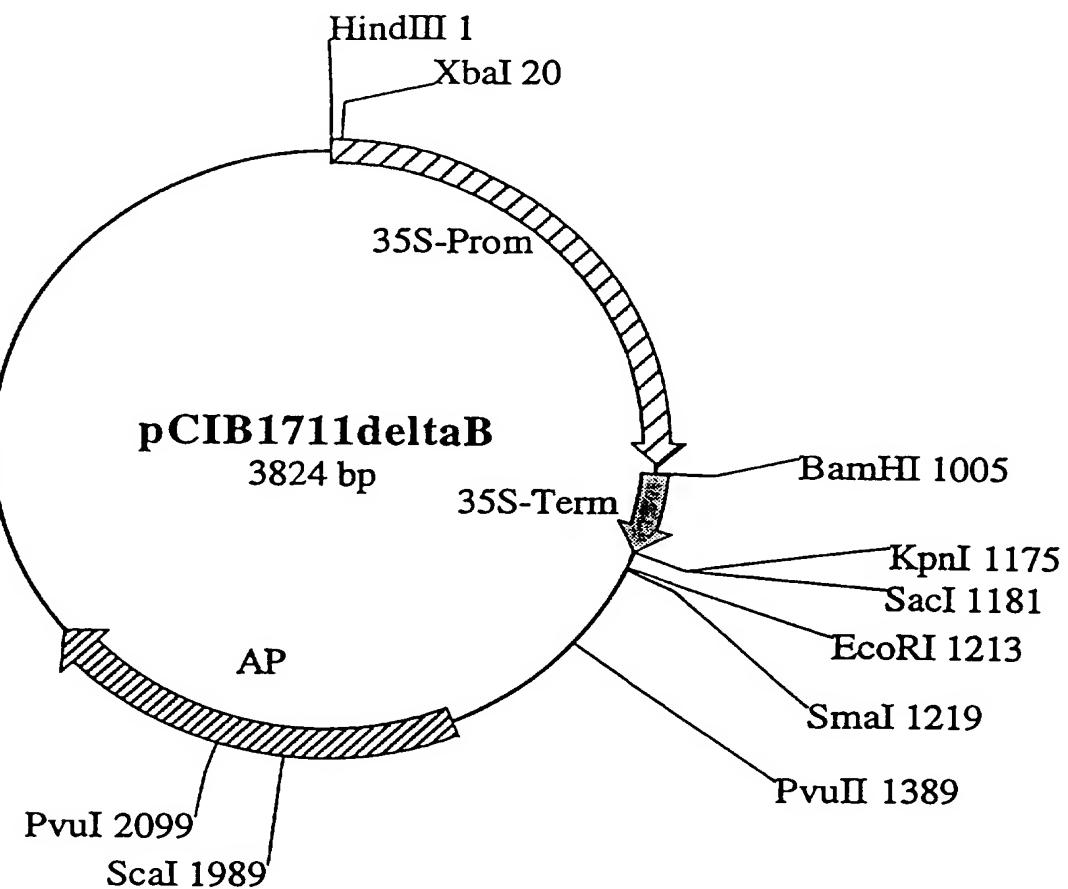


Figure 8

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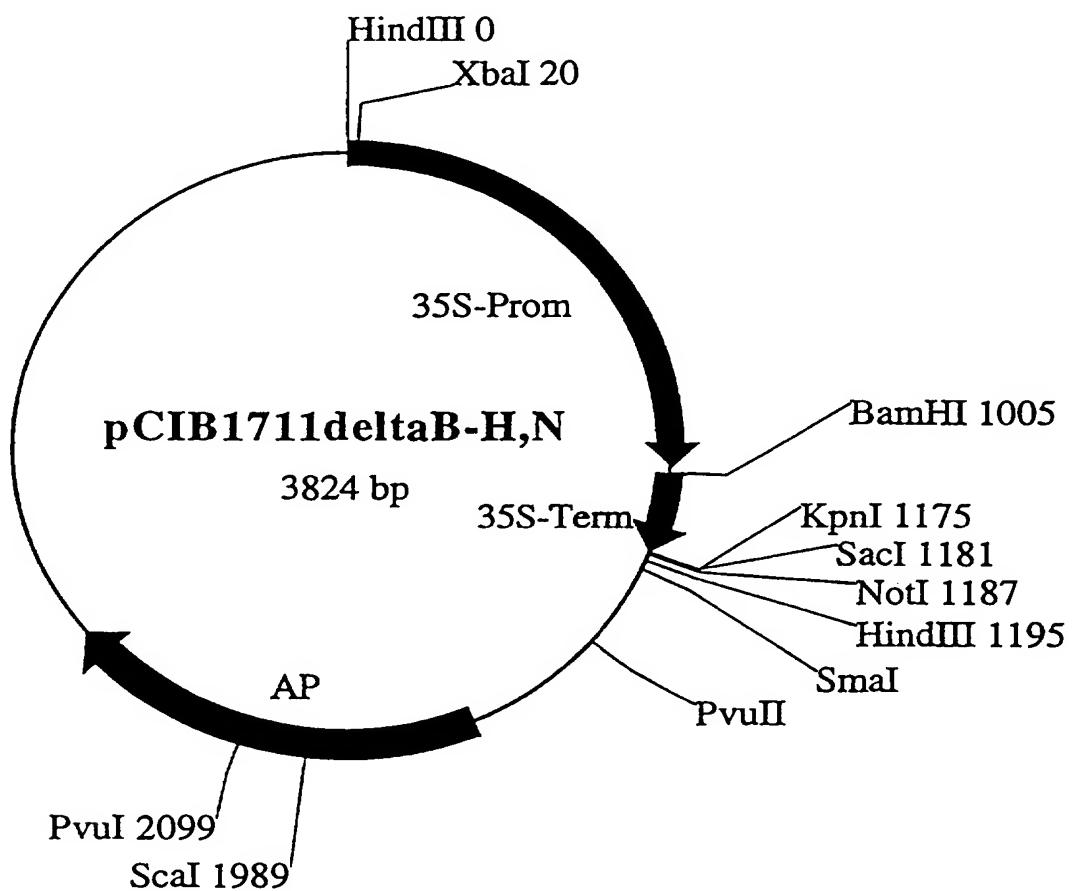


Figure 9

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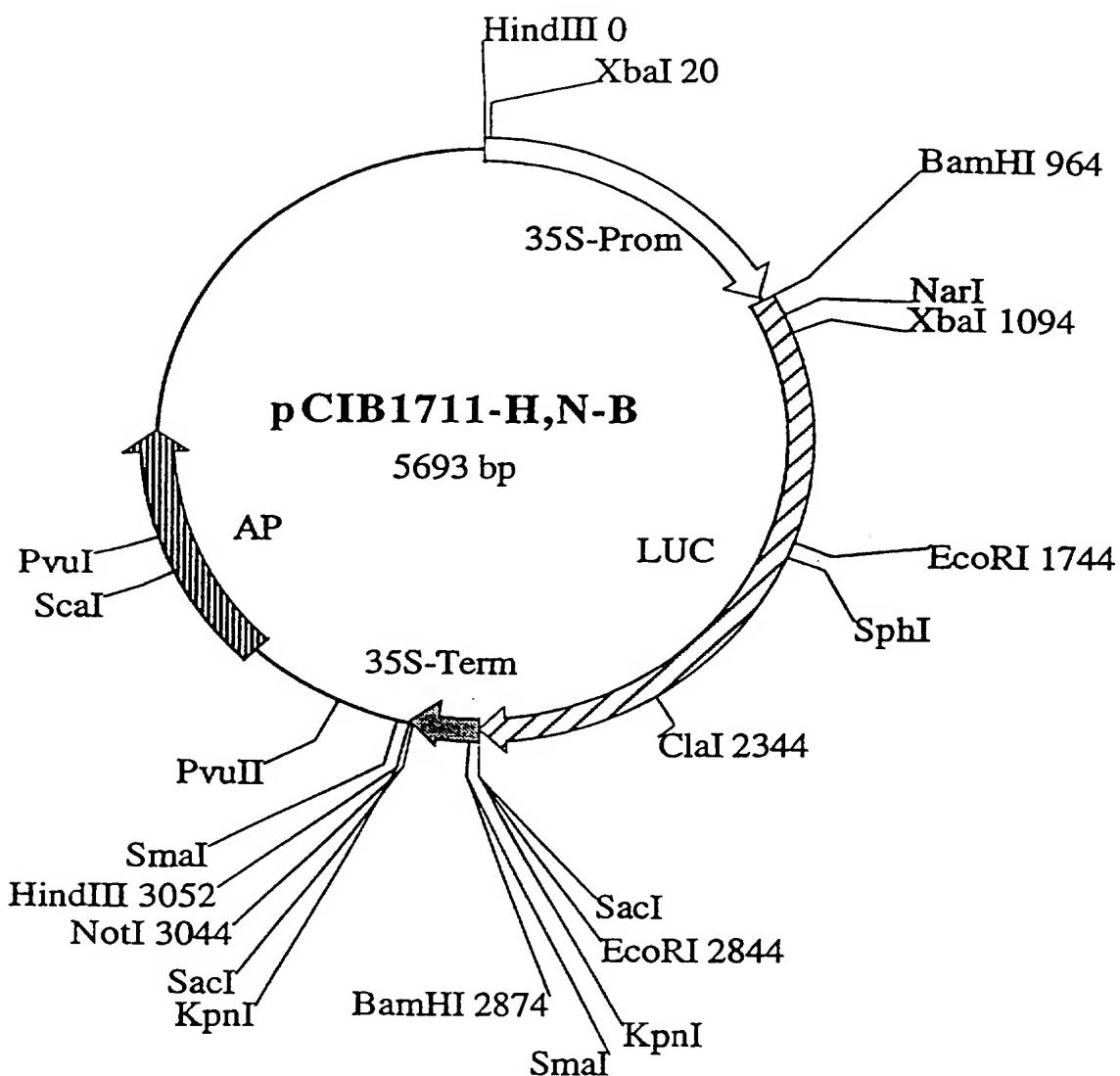


Figure 10

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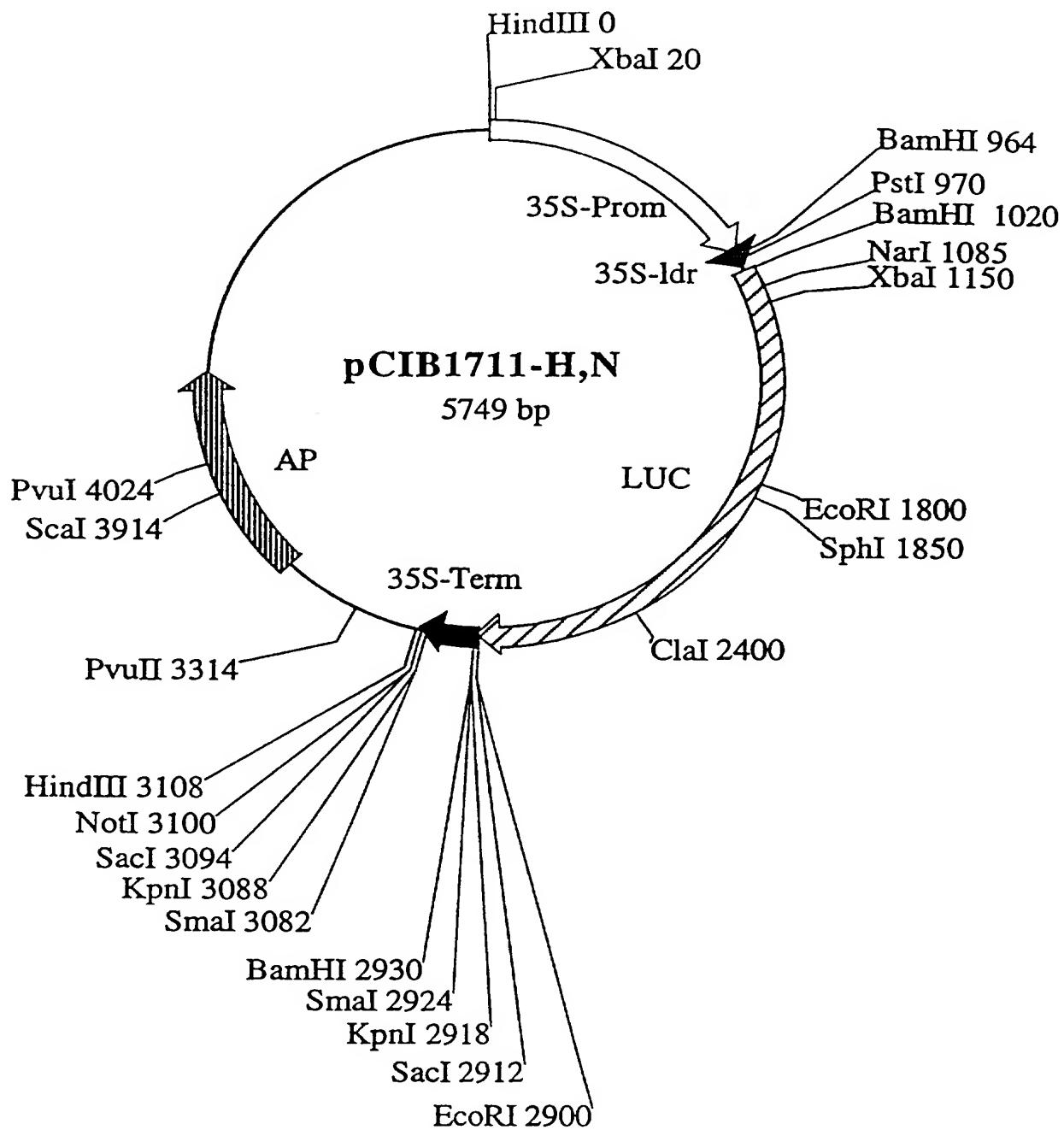


Figure 11

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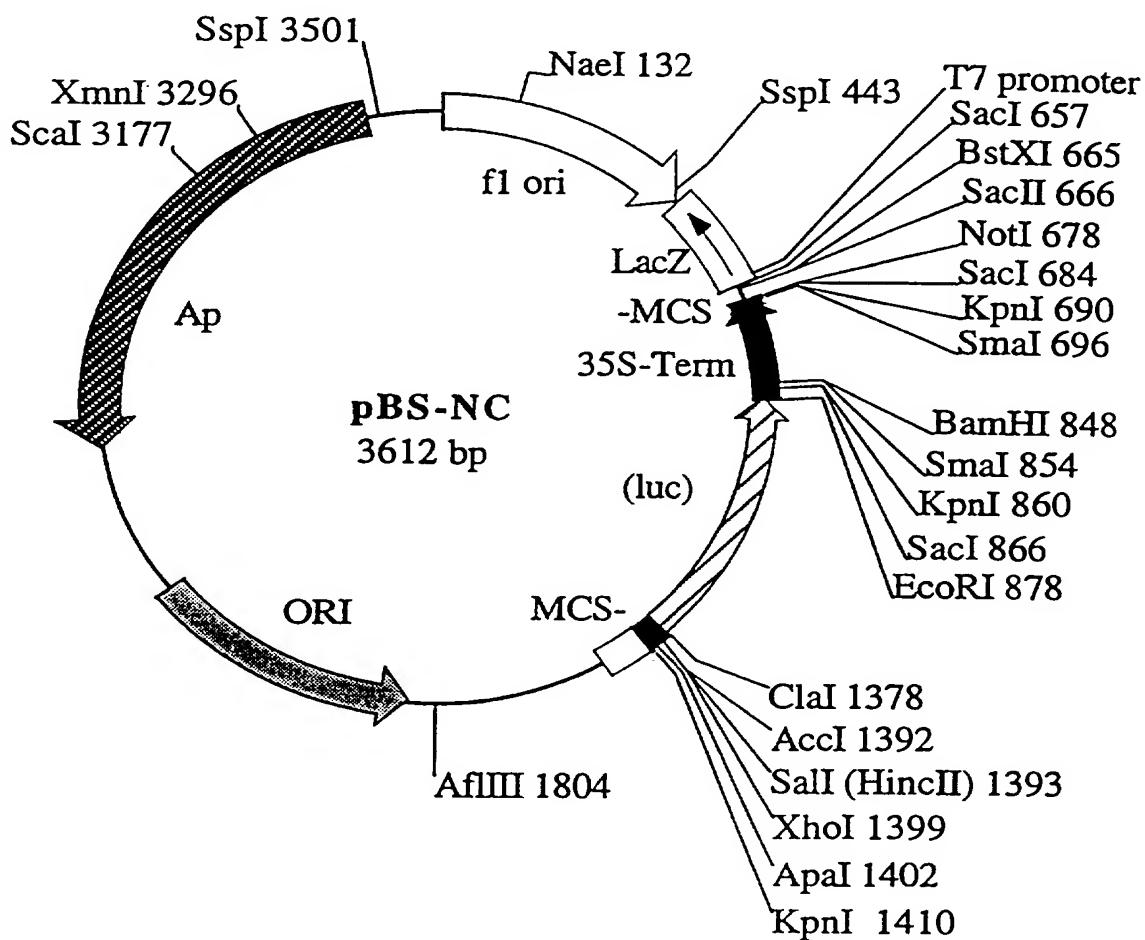


Figure 12

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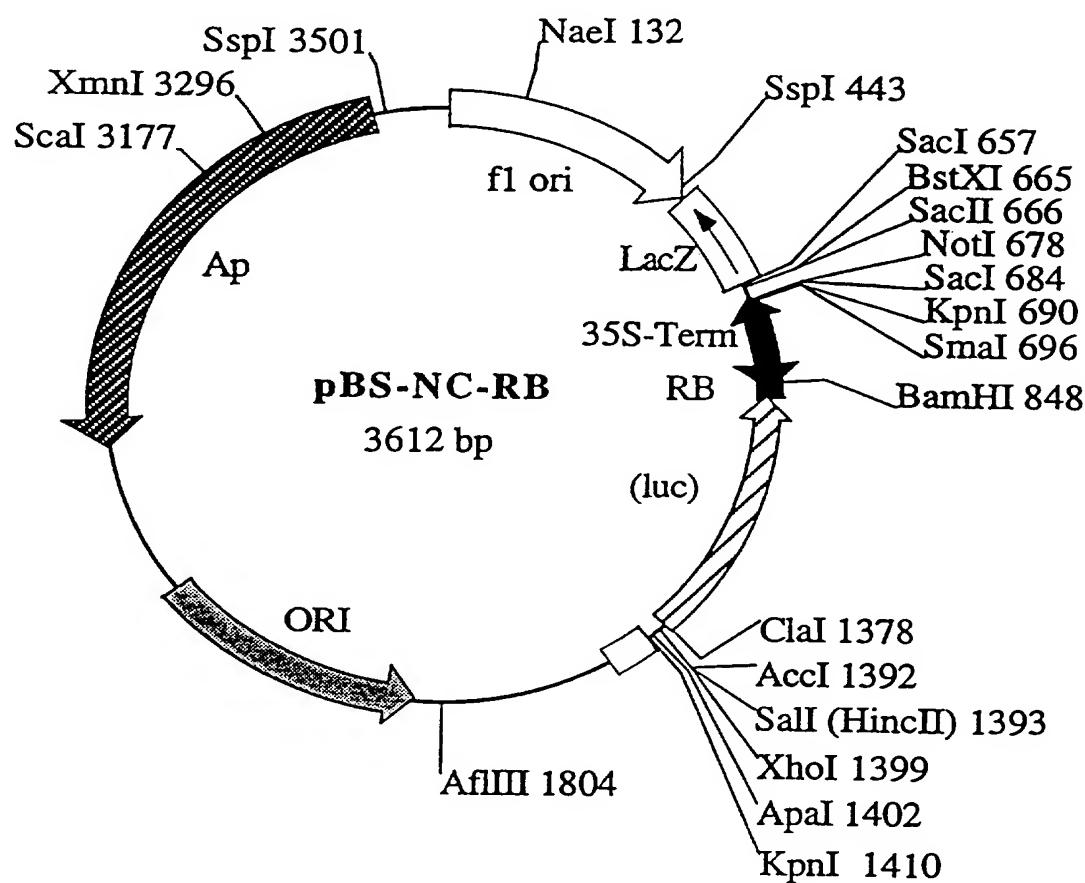


Figure 13

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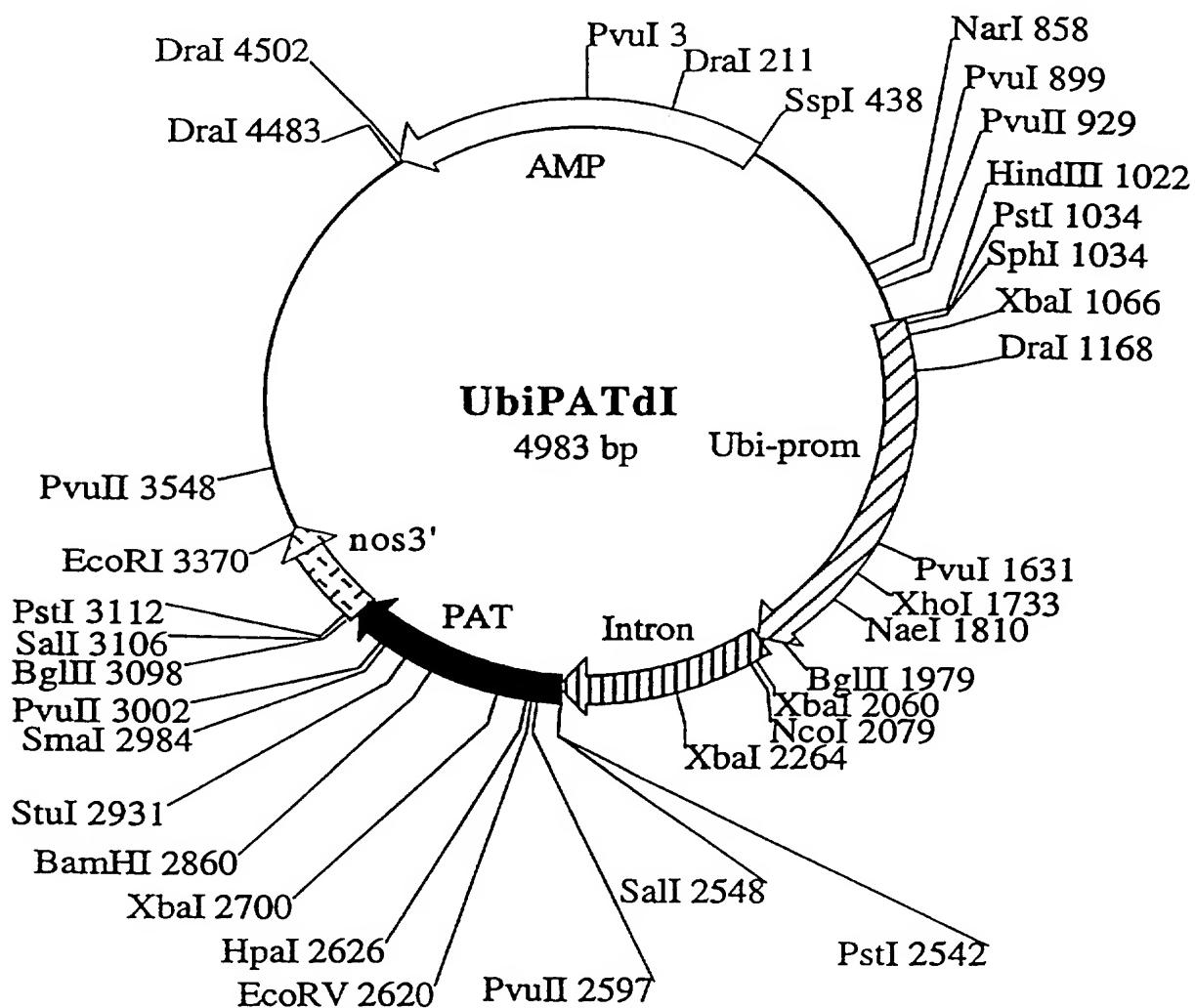


Figure 14

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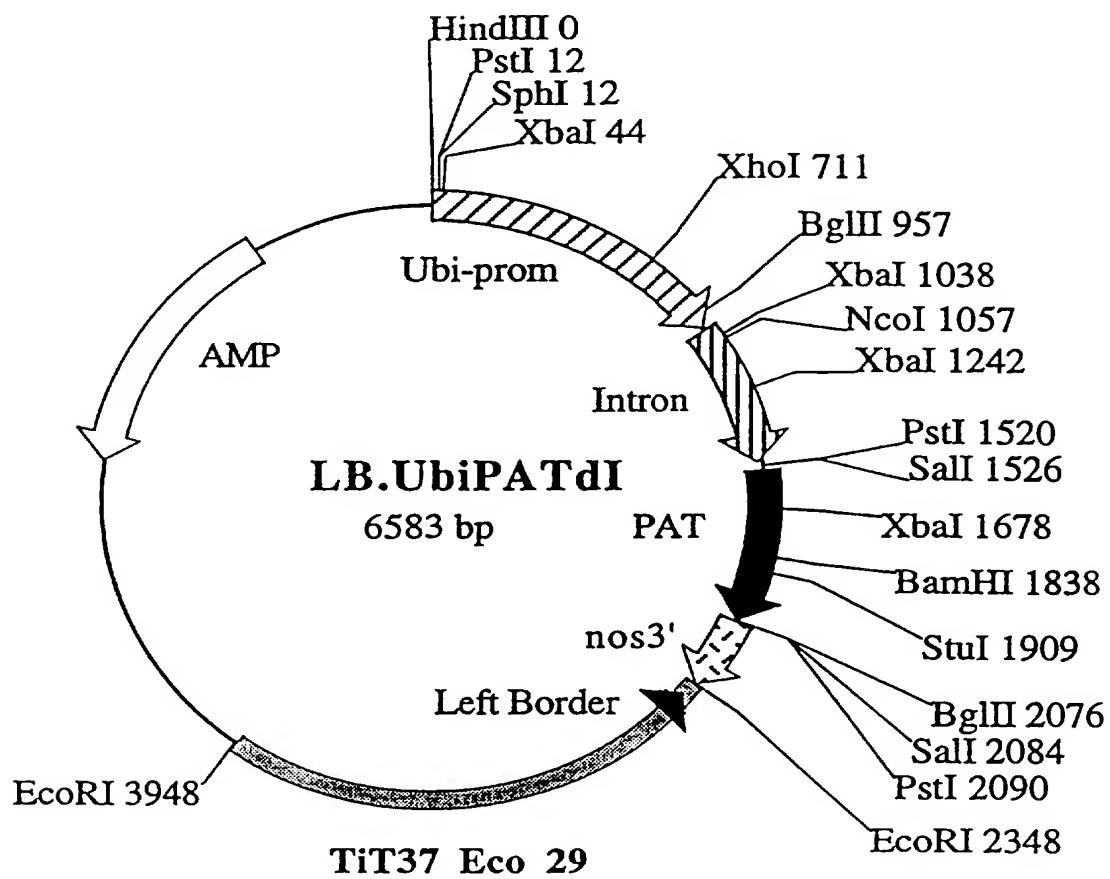


Figure 15

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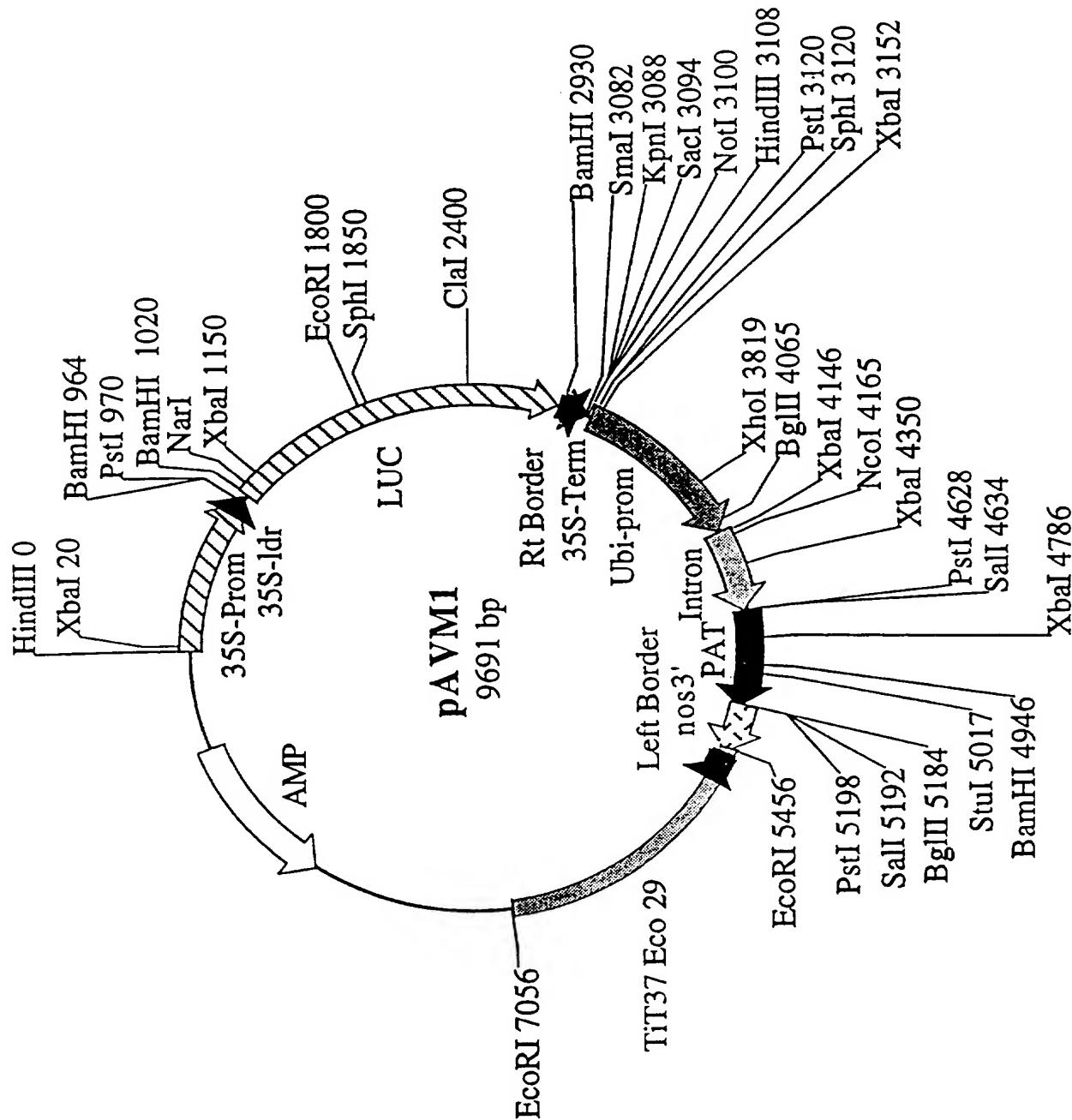


Figure 16

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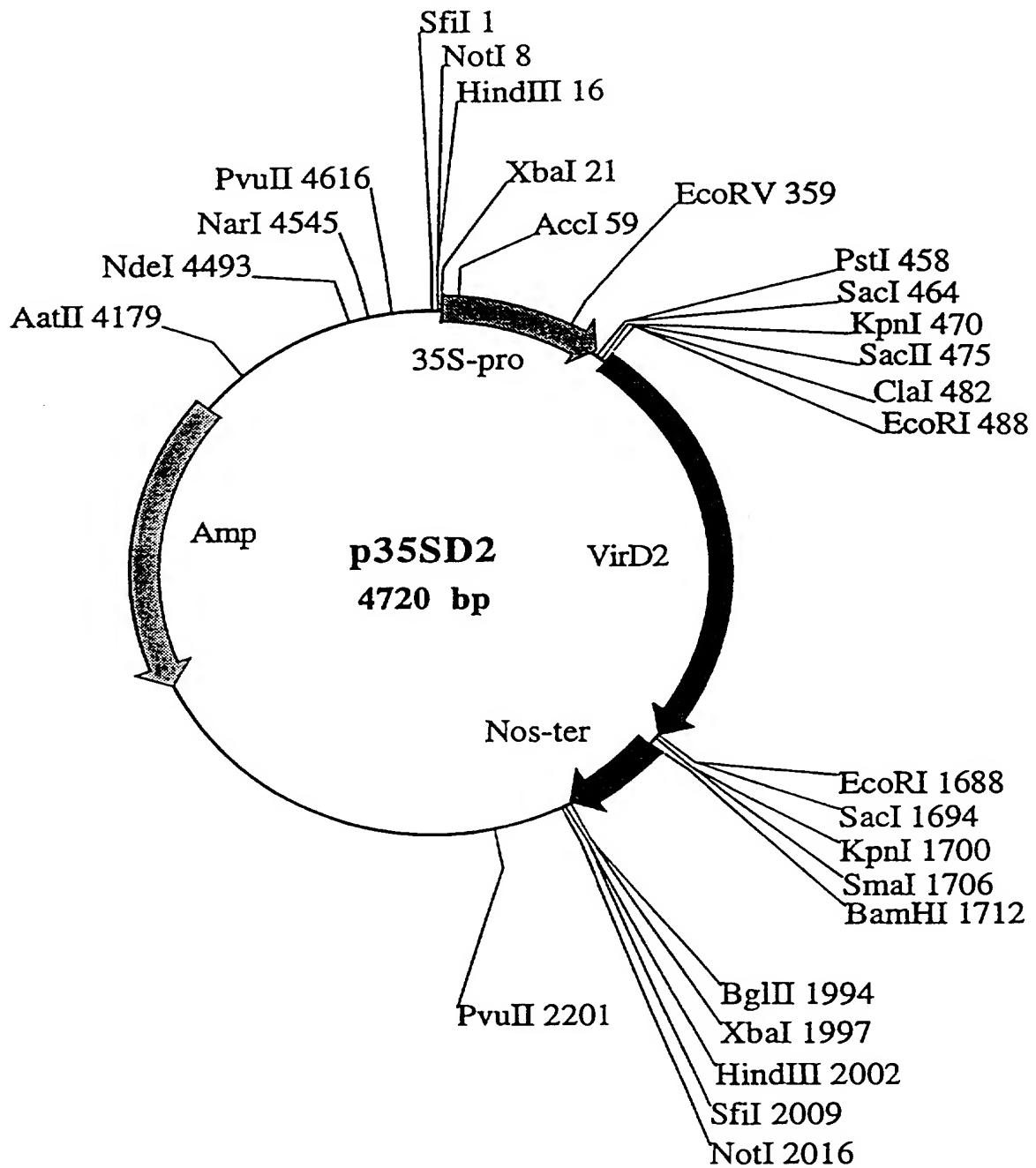
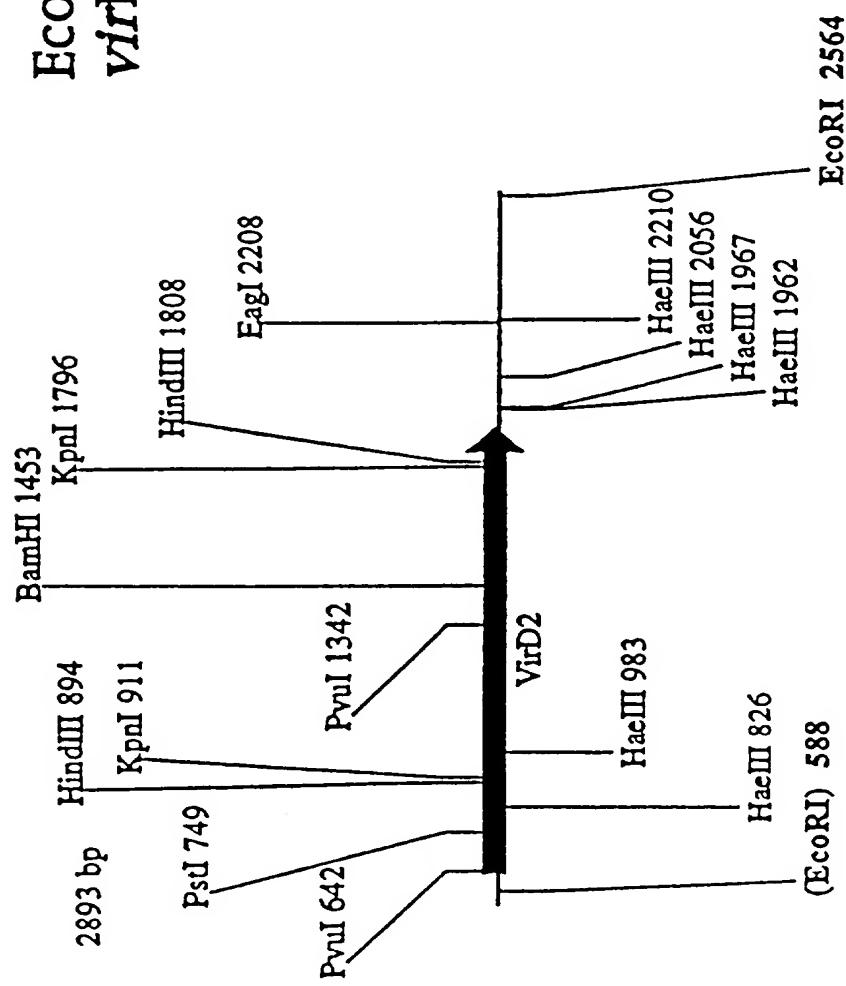


Figure 17A

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EcoRI Fragment Containing
virD2 Open Reading Frame



BamHI,
HaeIII

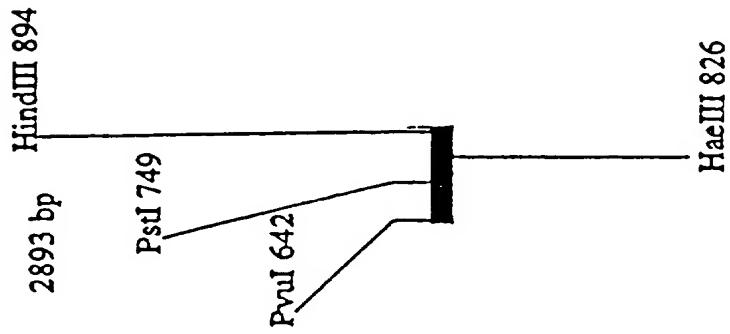
HindIII,
BamHI

Pvul,
HindIII

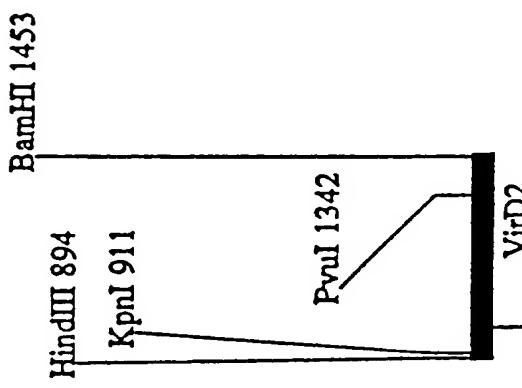
Figure 17B

PvuI, HindIII
HindIII, BamHI
BamHI, HaeIII

Fragment A



Fragment B



Fragment C

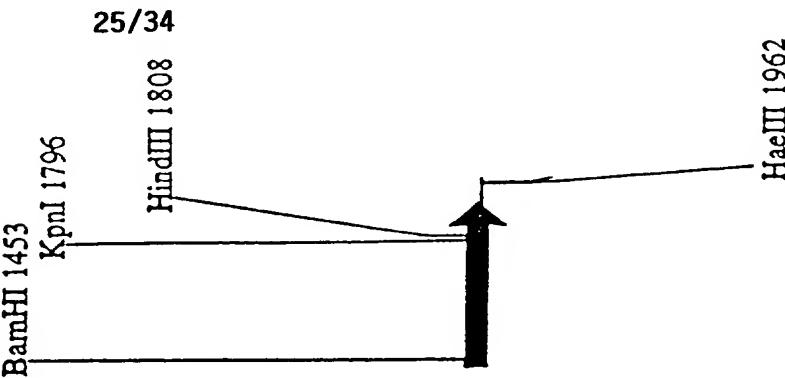


Figure 18

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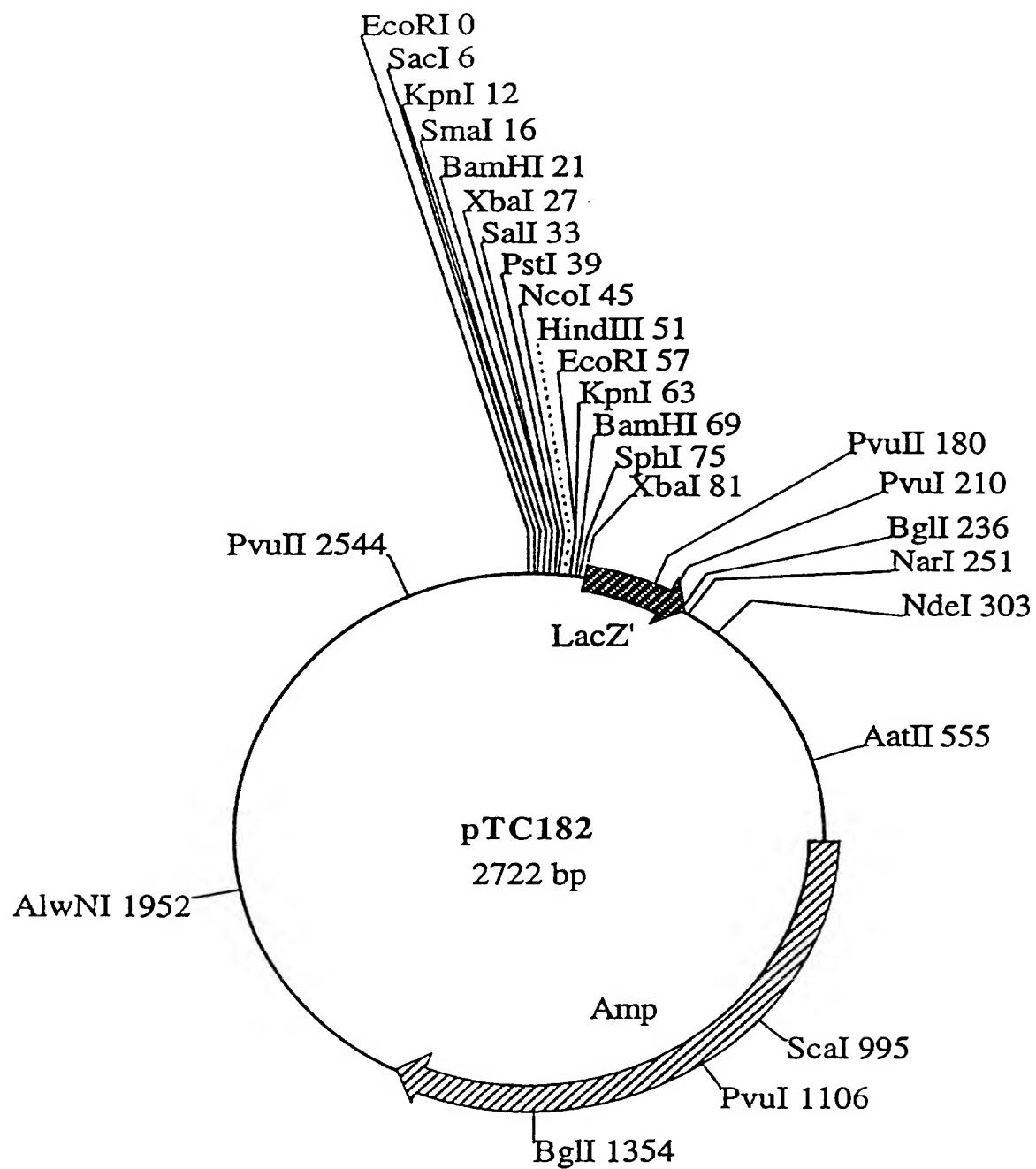


Figure 19

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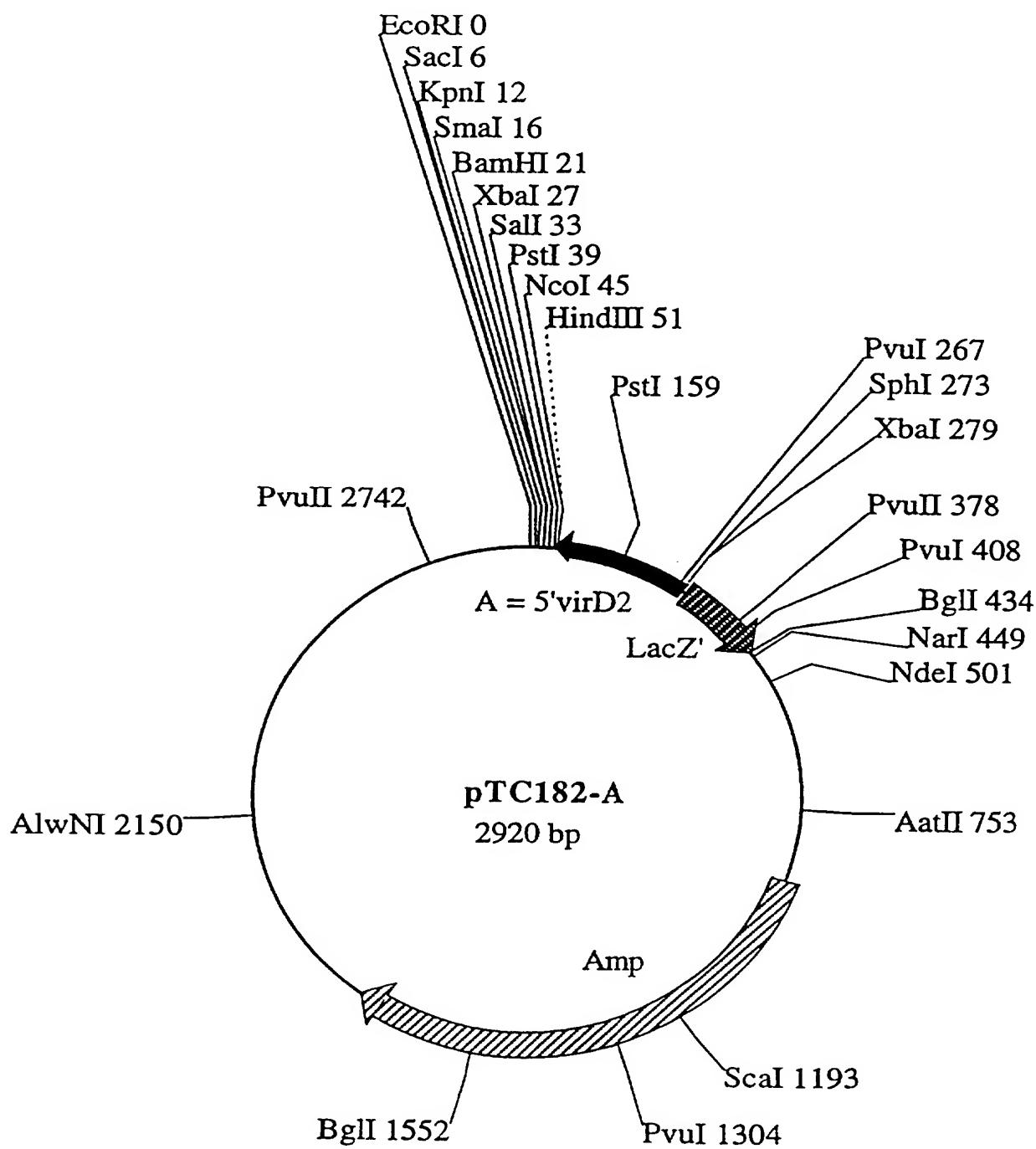


Figure 20

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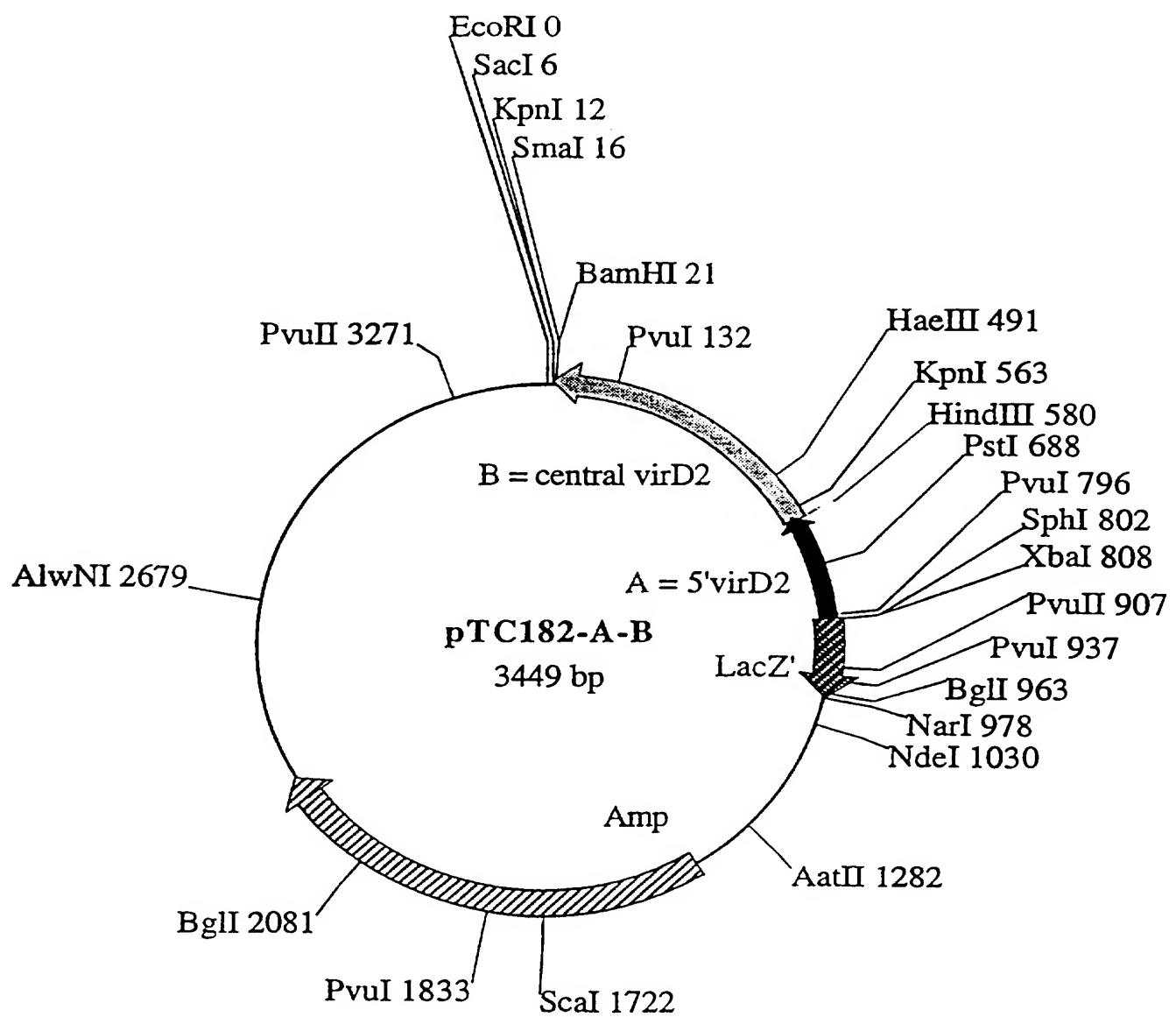


Figure 21

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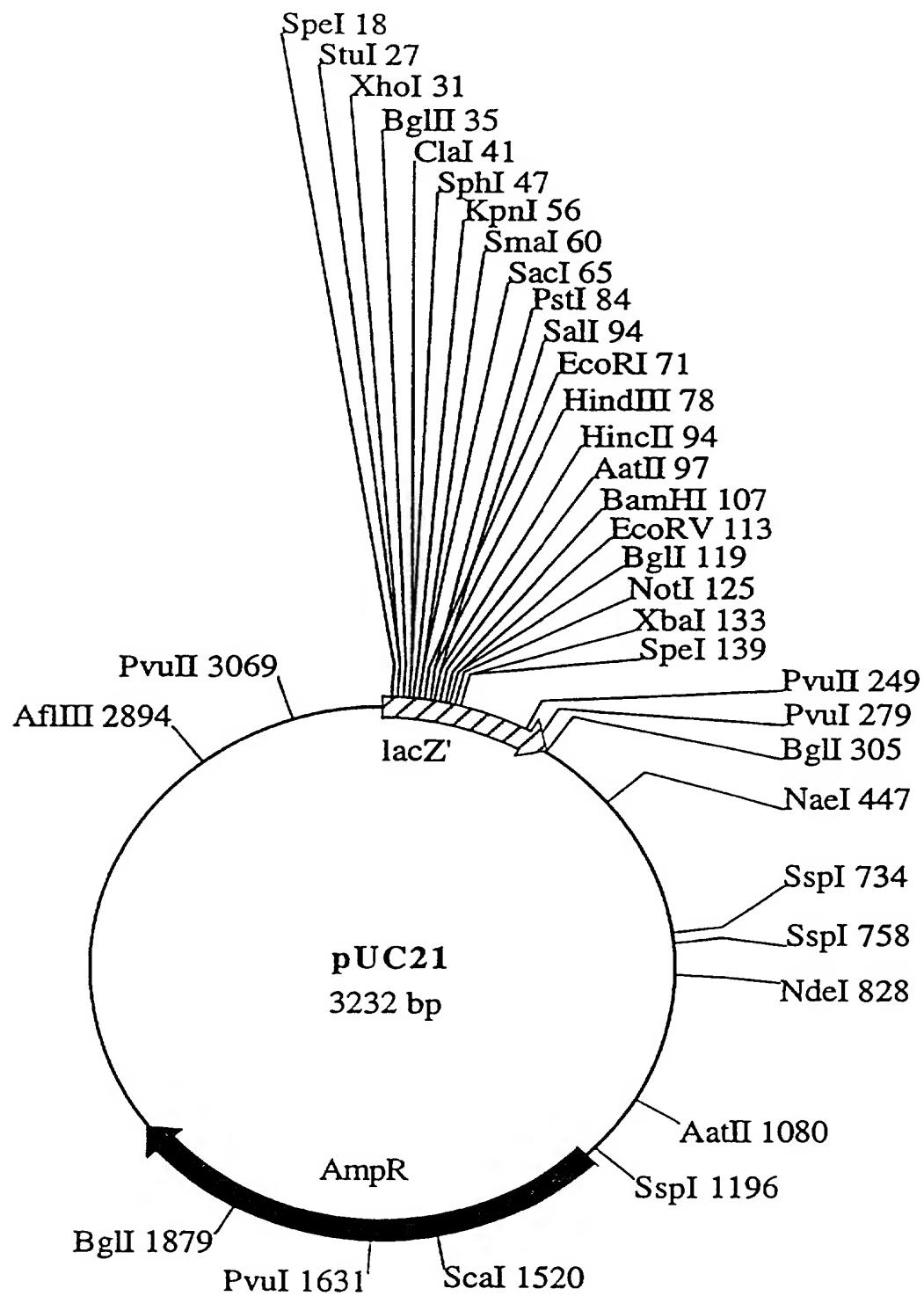


Figure 22

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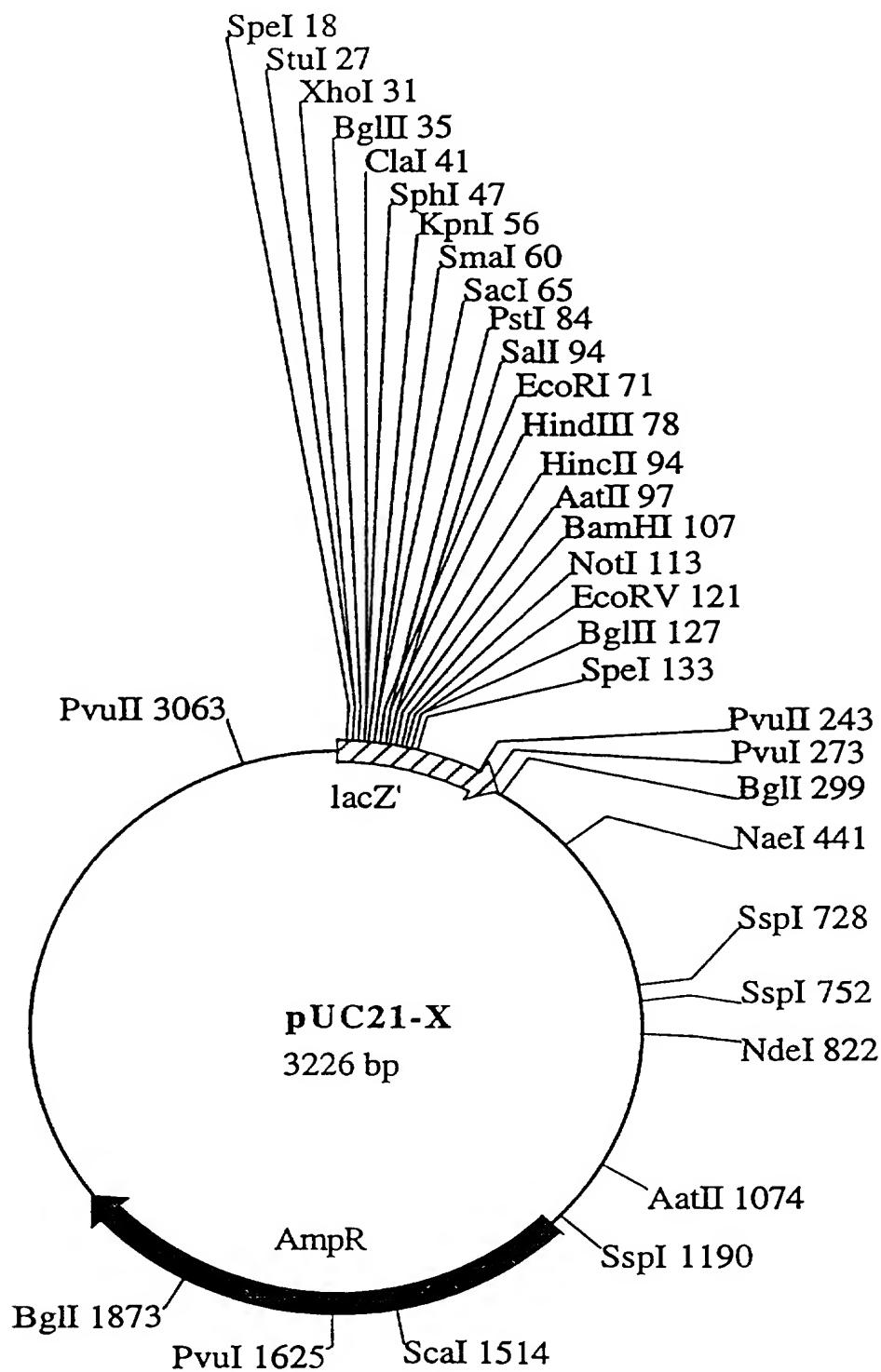


Figure 23

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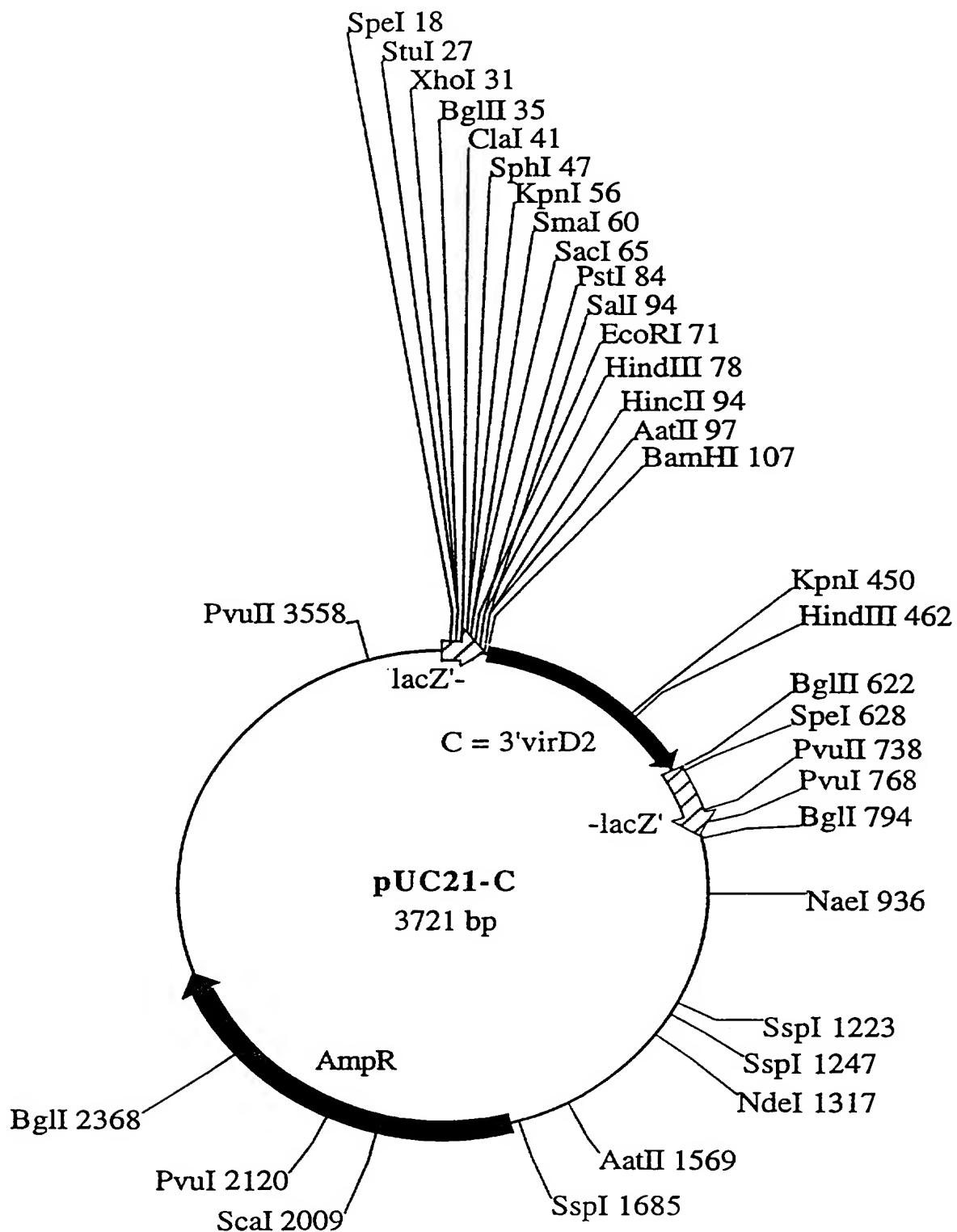


Figure 24

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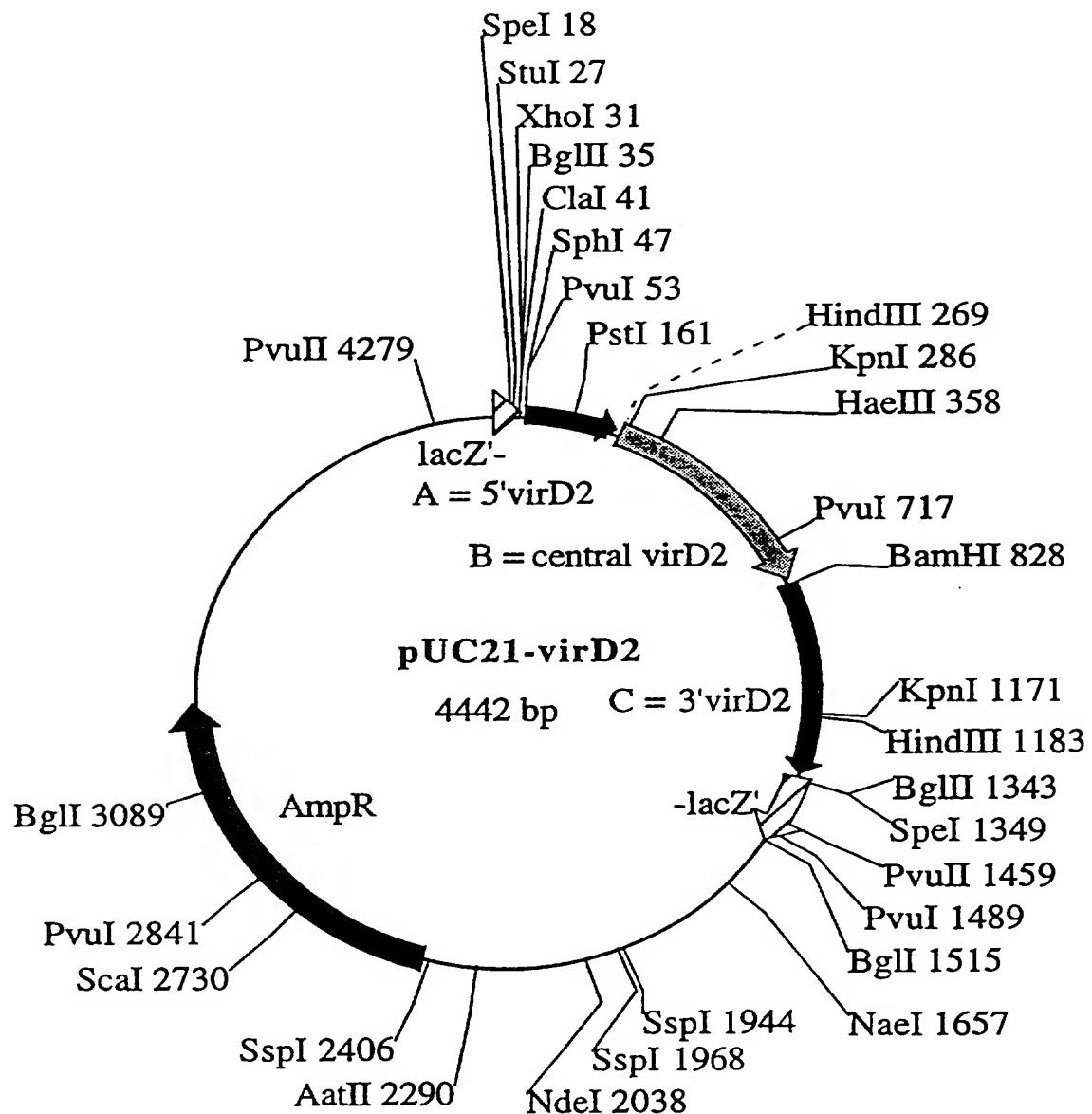


Figure 25

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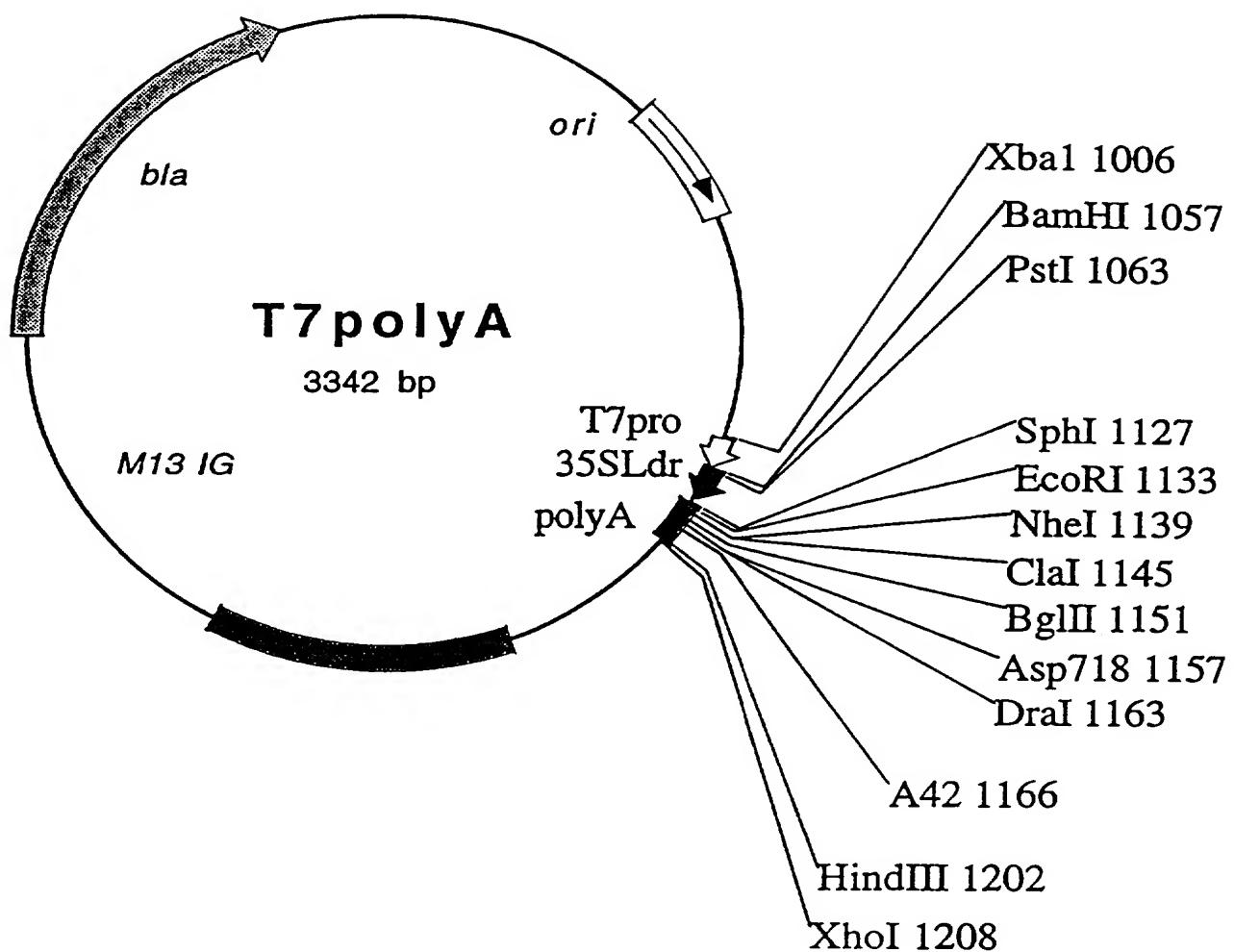
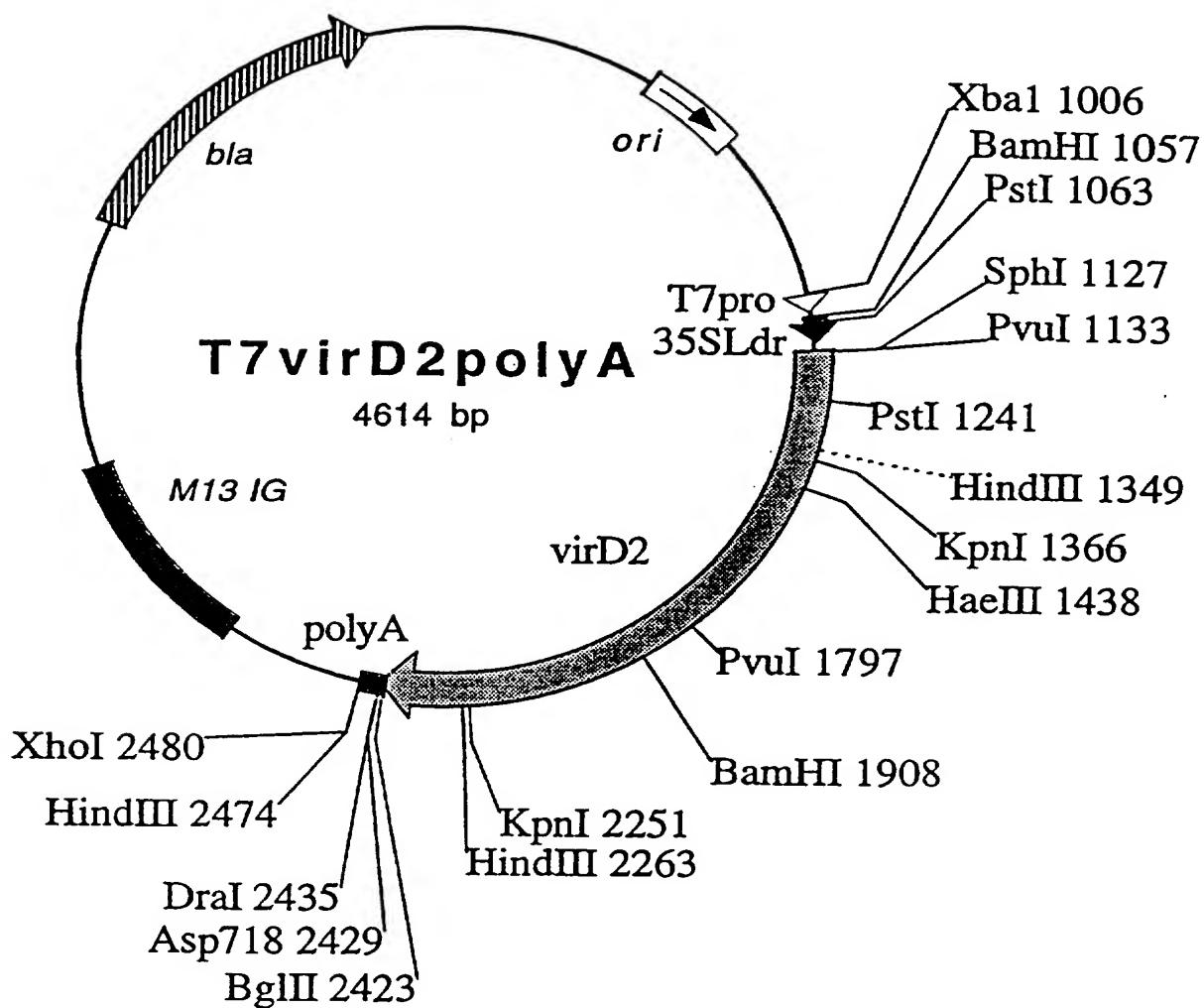


Figure 26

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INTERNATIONAL SEARCH REPORT

International Application No
PCT/EP 96/04006

A. CLASSIFICATION OF SUBJECT MATTER
IPC 6 C12N15/82 C12N5/10 A01H5/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
IPC 6 C12N A01H

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	WO 95 05471 A (CIBA GEIGY AG ;MAX PLANCK GESELLSCHAFT (DE); HOHN BARBARA (CH); SC) 23 February 1995 cited in the application see the whole document ---	20-27
A	DE 43 44 929 A (JASPER FRED DR ;SCHELL JOZEF PROF DR (DE); STEINBIS HANS HENNING P) 6 July 1995 see the whole document ---	1-19
X	DE 43 44 929 A (JASPER FRED DR ;SCHELL JOZEF PROF DR (DE); STEINBIS HANS HENNING P) 6 July 1995 see the whole document ---	22,24-27
A	SCIENCE, vol. 256, 26 June 1992, pages 1802-1805, XP002024324 CITOVSKY, V. ET AL.: "Nuclear localization of Agrobacterium VirE2 protein in plant cells" see the whole document ---	1-21,23
X	SCIENCE, vol. 256, 26 June 1992, pages 1802-1805, XP002024324 CITOVSKY, V. ET AL.: "Nuclear localization of Agrobacterium VirE2 protein in plant cells" see the whole document ---	1,3-5, 11,12, 15,16, 18-22,24
		-/-

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

* Special categories of cited documents :

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- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

T later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

X document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

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Date of the actual completion of the international search

31 January 1997

Date of mailing of the international search report

07.02.97

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Fax (+ 31-70) 340-3016

Authorized officer

Kania, T

INTERNATIONAL SEARCH REPORT

International Application No
PCT/EP 96/04006

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	PNAS, U.S.A., vol. 92, no. 1, January 1995, pages 230-234, XP002024325 ESCUDERO, J. ET AL.: "Intracellular Agrobacterium can transfer DNA to the cell nucleus of the host plant" see the whole document ---	1-5,11, 12,15, 16, 18-20, 22,24
X	DE 43 09 203 C (HOLT CLAUS VON PROF DR) 21 April 1994 see the whole document ---	1-5,13, 18,20,21
X	EP 0 486 234 A (PIONEER HI BRED INT) 20 May 1992 see the whole document ---	20,22-27
A	PNAS, U.S.A., vol. 91, no. 8, April 1994, pages 3210-3214, XP002024326 CITOVSKY, V. ET AL.: "Nuclear import of Agrobacterium VirD2 and VirE2 proteins in maize and tobacco" cited in the application see the whole document ---	1-19
A	EMBO JOURNAL, vol. 14, no. 14, 17 July 1995, pages 3585-3595, XP002024327 TINLAND B. ET AL.: "The Agrobacterium tumefaciens virulence D2 protein is responsible for precise integration of T-DNA into the plant genome" cited in the application see the whole document ---	1-27
A	PLANT PHYSIOLOGY, vol. 107, no. 4, April 1995, pages 1041-1047, XP002024328 ZUPAN J. AND ZAMBRYSKI P.: "Transfer of T-DNA from Agrobacterium to the plant cell" cited in the application see the whole document -----	1-27

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP 96/04006

Patent document cited in search report	Publication date	Patent family member(s)	Publication date	
WO-A-9505471	23-02-95	AU-A-	7534594	14-03-95
DE-A-4344929	06-07-95	NONE		
DE-C-4309203	21-04-94	NONE		
EP-A-0486234	20-05-92	AT-T- AU-B- AU-A- CA-A- DE-D- DE-T- ES-T- JP-A- NZ-A-	125302 645857 8771491 2053474 69111386 69111386 2077182 5308961 239978	15-08-95 27-01-94 21-05-92 15-05-92 24-08-95 04-01-96 16-11-95 22-11-93 24-02-95